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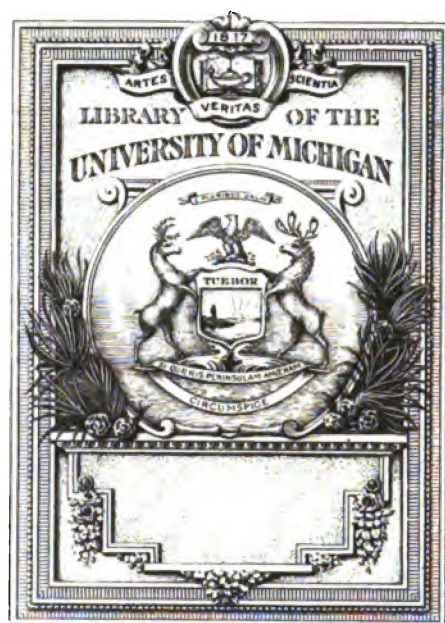
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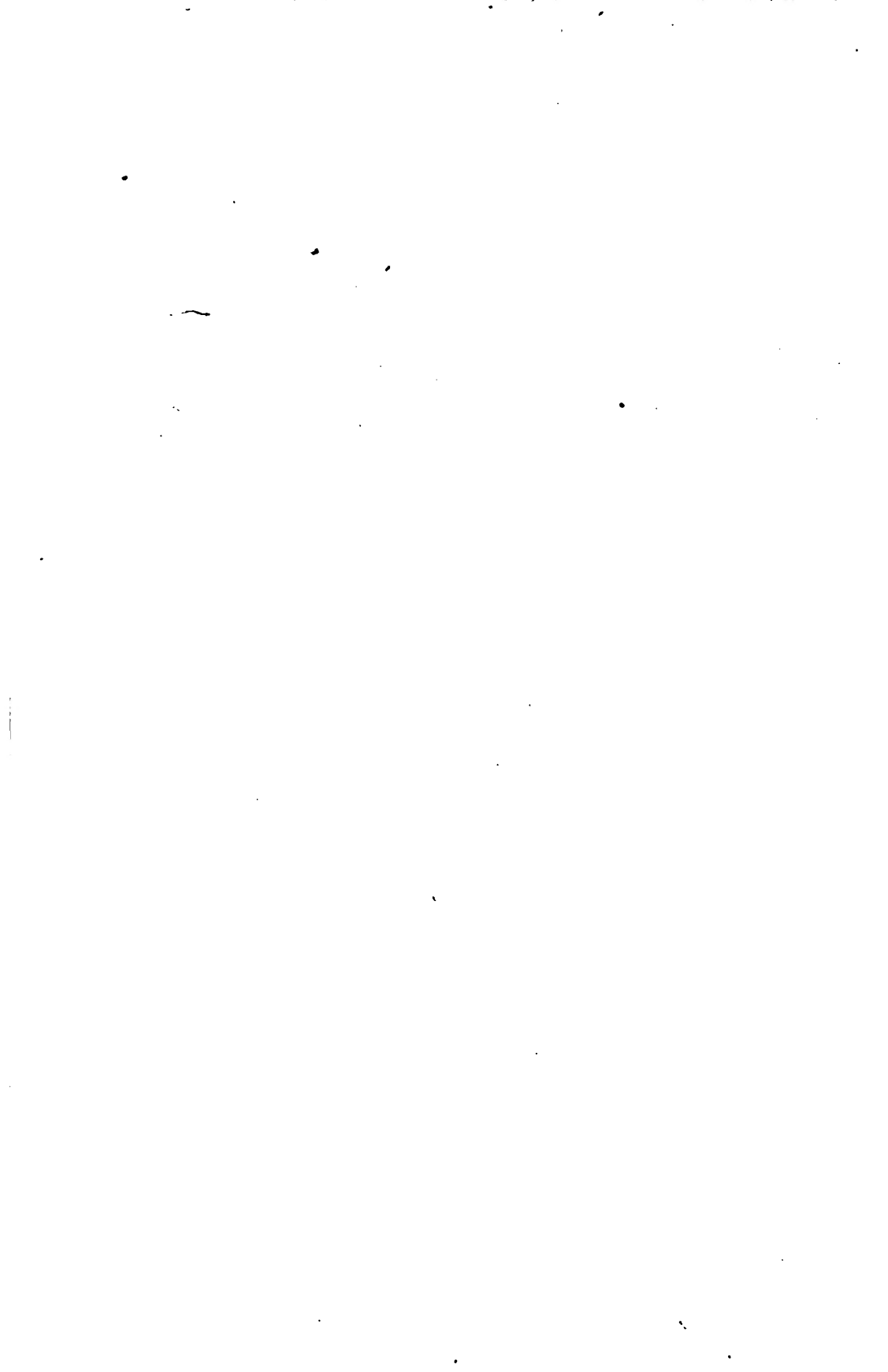
















JOURNAL  
OF  
THE SENATE

34848

OF THE  
STATE OF MICHIGAN.

1889.

Printed by virtue of an Act of the Legislature, under the direction  
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LEWIS M. MILLER,

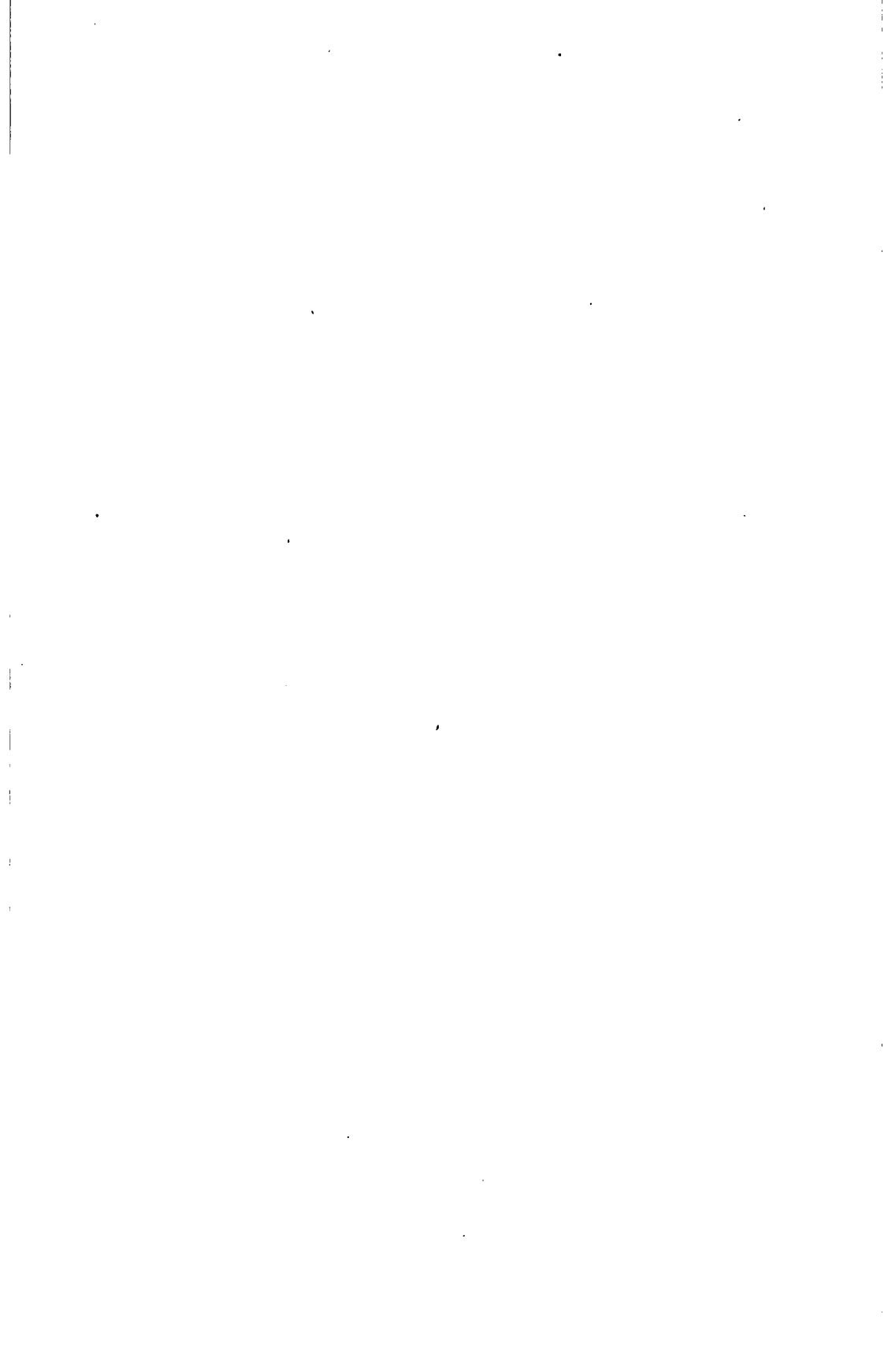
SECRETARY OF THE SENATE.

IN TWO VOLUMES.—VOL. I.



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LANSING:  
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1889.





# SENATE JOURNAL.

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*Lansing, Mich., January 2, 1889.*

In conformity with the requirements of the Constitution of the State of Michigan and the statutes in such case made and provided, the Senate of the State of Michigan on this day, at 12 o'clock M., convened in the Senate Chamber at Lansing, in said State, and was called to order by Hon. James H. Macdonald, Lieutenant Governor and President of the Senate.

Religious exercises by Rev. Mr. Callen of Lansing.

The certified list of Senators elect was read by Lewis M. Miller, Secretary of the last Senate, as follows:

STATE OF MICHIGAN, DEPARTMENT OF STATE, }  
*Lansing, January, 1, 1889. }*

*Hon. Lewis M. Miller, Sec'y of the Senate of 1887 :*

SIR :—The accompanying is a list of the members-elect of the Senate of the State of Michigan for the years 1889 and 1890, as appears from the returns of the clerks of the several counties of this State now on file in this office.

Very respectfully,

G. R. OSMUN,  
*Secretary of State.*

From the	1st	District—	Joseph Nagel.
"	"	2d	" —Theodore Rentz.
"	"	3d	" —Anthony Grossfield.
"	"	4th	" —James S. Gorman.
"	"	5th	" —Arthur D. Gilmore.
"	"	6th	" —Adelbert R. Chapman
"	"	7th	" —Alfred Milnes.
"	"	8th	" —Peyton Ranney.
"	"	9th	" —W. Irving Babcock.
"	"	10th	" —James W. McCormick.
"	"	11th	" —Phillip T. Colgrove.
"	"	12th	" —John Holbrook.
"	"	13th	" —William Ball.
"	"	14th	" —Franklin B. Galbraith.
"	"	15th	" —John E. Barringer.
"	"	16th	" —Robert L. Taylor.
"	"	17th	" —Edwin G. Fox.
"	"	18th	" —Chauncey W. Wisner.

From the 19th District—William Toan.  
 “ “ 20th “ —Sybrant Wesselius.  
 “ “ 21st “ —Jacob DenHerder.  
 “ “ 22d “ —Theron S. Gurney.  
 “ “ 23d “ —Lewis G. Palmer.  
 “ “ 24th “ —Edbert B. Green.  
 “ “ 25th “ —Columbus V. Tyler.  
 “ “ 26th “ —Andrew Harshaw.  
 “ “ 27th “ —John G. Berry.  
 “ “ 28th “ —J. Wight Giddings.  
 “ “ 29th “ —Roswell Leavitt.  
 “ “ 30th “ —Albert O. Blackwell.  
 “ “ 31st “ —Clinton G. Griffey.  
 “ “ 32d “ —Thomas B. Dunston.

STATE OF MICHIGAN, }  
 OFFICE OF THE SECRETARY OF STATE. } ss.

I, Gilbert R. Osmun, Secretary of State of the State of Michigan, do hereby certify that I have compared the annexed and foregoing list of all the members elect of Senate of State of Michigan, for the years 1889 and 1890, with the original returns, as transmitted to me by the clerks of the various counties of the State, and that it is a true and correct list.

In testimony whereof I have hereunto set my hand and affixed the Great Seal of the State of Michigan, at Lansing, this first day of January, in the year of our Lord one thousand eight hundred and eighty-nine.

[Seal.]

G. R. OSMUN,

*Secretary of State.*

Whereupon it appeared that all the Senators-elect were present, except Columbus V. Tyler, of the Twenty-fifth District.

Pending the swearing in of the Senators elect,

Mr. Wesselius presented the following protest of Freeman B. Dickerson against the admission of Theodore Rentz to a seat in the Senate.

The following is the protest:

*To the Honorable the President and Members of the Senate of the State of Michigan :*

I hereby most respectfully protest against the seating of Hon. Theodore Rentz, as Senator in the State Legislature from the Second Senatorial District of the State of Michigan, and respectfully allege that he is not entitled to the certificate of election or the office of Senator from said district, and that your protestant is for the following reasons:

*First.* That though the canvass appears to show the said Rentz received a majority of fourteen votes, gross fraud was committed in the fourth and fifth precincts of the First Ward of the city of Detroit, whereby said Rentz received and was awarded over fifty illegal and fraudulent votes.

*Second.* That about fifty votes cast for said Rentz can be shown to have been unlawfully purchased and illegally cast for said Rentz at the recent election in the city of Detroit.

*Third.* That a large number of illegal votes were sworn in on election day under fictitious names in violation and not in compliance with the election laws of this State, which votes were illegally cast and counted for said Rentz.

That by reason of the foregoing facts and other evidences of fraud committed during the recent election which your petitioner stands ready to maintain and prove, he respectfully demands an investigation of such fraud, and that he may be declared entitled to the office of Senator of the Second District, and be permitted to fulfill the same.

FREEMAN B. DICKERSON.

Lansing, Mich., Jan. 2, 1889.

Mr. Wesselius gave notice that at some future time, after the organization of the Senate, he would move the appointment of a select committee of five to investigate and report upon the matters set forth in the above protest.

The Senators-elect then came forward, took and subscribed the constitutional oath of office and entered upon the discharge of their duties as Senators.

The Secretary then called the roll, and a quorum of the Senate was found to be present.

The President then addressed the Senate as follows:

Senators: In the beginning of our work here at this time, we have ample reasons to be profoundly grateful to Providence for his protecting care over us as a people and as individuals. It is unnecessary for me, in fact, it is my opinion that any suggestions from the Chair as to what shall be done by you during the coming session of the Senate would be little less than bad taste. I trust, however, that the session will be brief, active, and to the best interests of the State. I confide in your generosity and favor to aid me in properly fulfilling my part, in return for which I will undertake to preside with absolute fairness to every member.

On motion of Mr. Babcock,

The Senate proceeded to the election of Secretary of the Senate with the following result :

FOR LEWIS M. MILLER.

Mr. Babcock,	Mr. Dunstan,	Mr. Grosfield,	Mr. Palmer,	
Ball,	Fox,	Gurney,	Ranney,	
Barringe,	Galbraith,	Harshaw,	Rentz,	
Berry,	Giddings,	Holbrook,	Taylor,	
Blackwell,	Gilmore,	Leavitt,	Toan,	
Chapman,	Gorman,	McCormick,	Wesselius,	
Colgrove,	Green,	Milnes,	Wisner,	
Den Herder,	Griffey,	Nagel,		31

The President announced that Lewis M. Miller having received a majority of all the votes cast, was duly elected Secretary of the Senate.

Mr. Chapman offered the following resolution:

*Resolved,* That the Secretary of the Senate be and is hereby authorized and empowered to appoint an Assistant Secretary, a Bill Clerk and a Messenger ;

Which resolution was adopted.

The Secretary then announced the following appointments :

SENATE CHAMBER,  
Lansing, Mich., January 2, 1889. }

Pursuant to a resolution of the Senate, I have made the following appoint-



ments, viz: Assistant Secretary, D. E. Alward, of Clare; Bill Clerk, C. E. Baxter, of Eaton; Messenger, Harvey Clippinger, of Ingham.

LEWIS M. MILLER,

*Secretary*

Mr. Fox offered the following resolution:

*Resolved*, That the rules of the last Senate be adopted as the rules of this Senate, until otherwise ordered;

Which resolution was adopted.

On motion of Mr. Fox,

The Senate proceeded to the election of Sergeant-at-Arms, with the following result:

FOR JOHN S. BRUBAKER.

Mr. Babcock,	Mr. Dunstan,	Mr. Grosfield,	Mr. Palmer,	
Ball,	Fox,	Gurney,	Ranney,	
Barringer,	Galbraith,	Harshaw,	Rentz,	
Berry,	Giddings,	Holbrook,	Taylor,	
Blackwell,	Gilmore,	Leavitt,	Toan,	
Chapman,	Gorman,	McCormick,	Wesselius,	
Colgrove,	Green,	Milnes,	Wisner,	
Den Herder,	Griffey,	Nagel,		31

The President announced that John S. Brubaker, having received a majority of all the votes cast, was duly elected Sergeant-at Arms of the Senate.

On motion of Mr. Milnes,

The Senate proceeded to the election of First Assistant Sergeant-at-Arms, with the following result:

FOR ROBERT M. ALLEN.

Mr. Babcock,	Mr. Dunstan,	Mr. Grossfield,	Mr. Palmer,	
Ball,	Fox,	Gurney,	Ranney,	
Barringer,	Galbraith,	Harshaw,	Rentz,	
Berry,	Giddings,	Holbrook,	Taylor,	
Blackwell,	Gilmore,	Leavitt,	Toan,	
Chapman,	Gorman,	McCormick,	Wesselius,	
Colgrove,	Green,	Milnes,	Wisner,	
Den Herder,	Griffey,	Nagel,		31

The President announced that Robert M. Allen, having received a majority of all the votes cast, was duly elected First Assistant Sergeant-at-Arms.

On motion of Mr. Milnes,

The Senate proceeded to the election of Second Assistant Sergeant-at-Arms, with the following result:

FOR JAMES MCKAY.

Mr. Babcock,	Mr. Dunstan,	Mr. Grosfield,	Mr. Palmer,	
Ball,	Fox,	Gurney,	Ranney,	
Barringer,	Galbraith,	Harshaw,	Rentz,	
Berry,	Giddings,	Holbrook,	Taylor,	
Blackwell,	Gilmore,	Leavitt,	Toan,	
Chapman,	Gorman,	McCormick,	Wesselius,	
Colgrove,	Green,	Milnes,	Wisner,	
Den Herder,	Griffey,	Nagel,		31

The President announced that James McKay, having received a majority of all the votes cast, was duly elected Second Assistant Sergeant-at-Arms.

On motion of Mr. Holbrook,

The Senate proceeded to the election of Engrossing and Enrolling Clerk, with the following result:

FOR FRANK M. HOWE.

Mr. Babcock,	Mr. Dunstan,	Mr. Grosfield,	Mr. Palmer,	
Ball,	Fox,	Gurney,	Ranney,	
Barringer,	Galbraith,	Harshaw,	Rentz,	
Berry,	Giddings,	Holbrook,	Taylor,	
Blackwell,	Gilmore,	Leavitt,	Toan,	
Chapman,	Gorman,	McCormick,	Wesselius,	
Colgrove,	Green,	Milnes,	Wisner,	
Den Herder,	Griffey,	Nagel,		31

The President announced that Frank M. Howe, having received a majority of all the votes cast, was duly elected Engrossing and Enrolling Clerk of the Senate.

On motion of Mr. McCormick,

The Senate proceeded to the election of Assistant Engrossing and Enrolling Clerk, with the following result:

FOR MRS. I. R. JAMESON.

Mr. Babcock,	Mr. Dunstan,	Mr. Grosfield,	Mr. Palmer,	
Ball,	Fox,	Gurney,	Ranney,	
Barringer,	Galbraith,	Harshaw,	Rentz,	
Berry,	Giddings,	Holbrook,	Taylor,	
Blackwell,	Gilmore,	Leavitt,	Toan,	
Chapman,	Gorman,	McCormick,	Wesselius,	
Colgrove,	Green,	Milnes,	Wisner,	
Den Herder,	Griffey,	Nagel,		31

The President announced that Mrs. I. R. Jameson, having received a majority of all the votes cast, was duly elected Assistant Engrossing and Enrolling Clerk of the Senate.

Mr. Chapman offered the following resolution:

*Resolved*, That the President be and is hereby empowered to appoint the necessary janitors for the Senate and six messengers; also that the Sergeant-at-Arms be and is empowered to appoint one messenger;

Which resolution was adopted.

The President then announced the following appointments:

LIEUTENANT GOVERNOR'S OFFICE, }  
Lansing, January 2, 1889. }

*To the Senate:*

I hereby make the followeng appointments in pursuance of the authority given me by the Senate:

Messenger for President—Walter J. Hasse, of Newaygo county.

Messengers for the Senate—George H. Royce, of Livingston county; John

A. Gurney, of Oceana county; Wallace Edwards, of Cass county; William O. Chamberlain, of Berrien county; George Frost, of Jackson county; H. A. Hopkins, of Ottawa county.

Very respectfully,

JAMES H. MACDONALD,

*President of the Senate.*

Mr. Milnes presented the following resolution:

*Resolved*, That a committee of three be appointed to confer with a like committee from the House in regard to the mode which shall be taken in reference to the selection of suitable persons to act as Postmaster and Assistant Postmaster;

Which resolution was adopted.

The President announced as such committee Messrs. Milnes, Holbrook and Gorman.

Mr. Wesselius offered the following resolution:

*Resolved*, That the President be empowered to appoint a special committee of five Senators to act upon the petition and notice of Freeman Dickerson, and to investigate the charge made in said petition;

Which resolution was adopted.

The Senate proceeded to the election of the President *pro tem*, with the following result:

#### FOR WILLIAM BALL.

Mr. Babcock,	Mr. Dunstan,	Mr. Griffey,	Mr. Palmer,	
Berry,	Fox,	Gurney,	Ranney,	
Blackwell,	Galbraith,	Holbrook,	Taylor,	
Chapman,	Giddings,	Leavitt,	Toan,	
Colgrove,	Gilmore,	McCormick,	Wesselius.	
Den Herder,	Green,	Milnes,		23

#### FOR CHAUNCY W. WISNER.

Mr. Barringer,	Mr. Gorman,	Mr. Grosfield,	Mr. Harshaw,	
Nagel,	Rentz.			6

The President announced that William Ball having received a majority of all the votes cast, was duly elected President *pro tem*. of the Senate.

Whereupon the President called the President *pro tem*. to the Chair.

On motion of Mr. Babcock,

The Senate took a recess until 3 o'clock P. M.

#### AFTER RECESS.

The Senate met and was called to order by the President *pro tem*.

The President *pro tem*. announced the following appointment:

*To the Senate:*

*Lansing, January 2, 1889.*

I hereby appoint as my messenger Noel M. Morse, of Gratiot.

JOHN S. BRUBAKER,

*Sergeant at Arms of the Senate.*

The President *pro tem.* announced that the oath of office would now be administered to the officers-elect of the Senate:

Lewis M. Miller, Secretary-elect; Dennis E. Alward, Assistant Secretary-elect; Charles E. Baxter, Bill Clerk-elect; John S. Brubaker, Sergeant at Arms-elect; Robert M. Allen, First Assistant Sergeant at Arms-elect; James McKay, Second Assistant Sergeant at Arms-elect; Frank M. Howe, Engrossing and Enrolling Clerk-elect; Florence J. Jameson, Assistant Engrossing and Enrolling Clerk-elect.

Then came forward, took and subscribed the constitutional oath of office, and entered upon the discharge of their duties.

On motion of Mr. Holbrook,

The President *pro tem.* was authorized to appoint a committee of three to wait upon the House and inform that body that the Senate is now organized and ready for business.

The President *pro tem.* announced as such committee Messrs. Holbrook, Galbraith and Harshaw.

Mr. Babcock offered the following resolution:

*Resolved*, that the daily sessions of the Senate shall commence at 2 o'clock P. M., until otherwise ordered;

Which resolution was adopted.

On motion of Mr. Chapman,

The President *pro tem.* was authorized to appoint a committee of three to act with a like committee on the part of the House, to wait upon the Governor and inform him that the two Houses are now organized and ready to receive any communication he may be pleased to make.

The President *pro tem.* announced as such committee Messrs. Chapman, McCormick and Gorman.

The Sergeant-at-Arms announced the committee appointed on the part of the Senate, to wait upon the House, who reported that they had performed the duty assigned them and asked to be discharged.

Report accepted and committee discharged.

Mr. Green offered the following resolution:

*Resolved*, That the reading of the Daily Journal be dispensed with for this session and that the Secretary be authorized to make all necessary corrections in the Journal from day to day;

Which resolution was adopted, two-thirds of all the Senators present voting therefor.

Mr. Holbrook offered the following resolution:

*Resolved*, That a committee of three be appointed to assign rooms for the use of the committees, when appointed;

Which resolution was adopted.

The President *pro tem.* announced as such committee Messrs. Holbrook, Giddings and Rentz.

Mr. Harshaw offered the following resolution:

*Resolved*, That the Sergeant-at-Arms be and is hereby instructed to furnish the usual supply of mineral water for the use of the Senate;

Which resolution was adopted.

Mr. Green offered the following concurrent resolution:

*Resolved*, (The House concurring) That the joint rules of the Senate and House of Representatives and the rules in joint convention of the last Legislature, be adopted as the present joint rules unless otherwise ordered;

Which resolution was adopted.

Mr. Holbrook offered the following resolution:

*Resolved*, That the Secretary of the Senate be instructed to invite the pastors of the various churches of the city of Lansing to open the daily sessions of the Senate with appropriate religious services;

Which resolution was adopted.

Mr. Giddings offered the following resolution:

*Resolved*, That each Senator be allowed the sum of five dollars for stationery, and that the Committee on Supplies and Expenditures, when appointed, be required to furnish the President of the Senate, the Secretary, the Engrossing and Enrolling Clerks, and the chairmen of all committees when appointed such stationery as they may require for their own use;

Which resolution was adopted.

Mr. Fox offered the following resolution:

*Resolved*, That the President be authorized to appoint a keeper in charge of the Senate Committee rooms;

Which resolution was adopted.

The Sergeant-at-Arms announced a committee from the House who informed the Senate that the House was organized, and ready to proceed to business.

Mr. Giddings offered the following resolution:

*Resolved*, That the President of the Senate is hereby authorized to assign the reporters of the press the several desks set apart for their use;

Which resolution was adopted.

Mr. Holbrook offered the following resolution:

*Resolved*, That the Secretary of the Senate be and is hereby authorized to order 500 copies of the Daily Journal for the use of the Senate until otherwise ordered;

Which resolution was adopted.

#### MESSAGE FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, January 2, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to return to the Senate the following concurrent resolution:

*Resolved* (the House concurring), That the joint rules of the Senate and House of Representatives and the rules in joint convention of the last Legislature be adopted as the present joint rules until otherwise ordered.

In the passage of which the House has concurred.

Very respectfully,

DANIEL L. CROSSMAN.

*Clerk of the House of Representatives.*

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, Jan. 2, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to inform the Senate that Messrs. McMillan, N. J. Brown and Killean have been appointed a committee on the part of the House, to act with a like committee on the part of the Senate, to wait upon the Governor and inform him that the two houses are fully

organized and ready for business, and ask him to name the date at which he will be pleased to submit his annual message.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The committee appointed on the part of the Senate to wait upon the Governor, returned after a brief absence and reported that they had performed that duty and that the Governor would be pleased to meet the Senate and House in joint convention at 2 o'clock to-morrow afternoon.

Report accepted and committee discharged.

Mr. Chapman offered the following concurrent resolution:

*Resolved* (the House concurring), That the two Houses meet in joint convention at 2 o'clock P. M. to-morrow, for the purpose of receiving any communication the Governor may be pleased to make,

Which resolution was adopted.

Mr. Gorman offered the following resolution:

*Resolved*, That a committee of three be appointed by the President to report the number of regular and special committees of this Senate requiring clerks;

Which resolution was adopted.

The President *pro tem.* announced as such committee Messrs. Gorman, Babcock and Den Herder.

Mr. Fox offered the following resolution:

*Resolved*, That when the Senate adjourn it adjourn to meet to-morrow at 1:45 P. M., on account of joint convention at 2 P. M.;

Which resolution was adopted.

The President *pro tem.* announced the following

#### MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES, }  
*Lansing, Jan. 2, 1889.* }

*To the President of the Senate :*

SIR,—I am instructed by the House to transmit the following concurrent resolution:

*Resolved* (the Senate concurring), That the two Houses meet in joint convention in the Hall of the House to-morrow, January 3, at one o'clock and forty-five minutes, for the purpose of receiving the annual message of his excellency, Governor Luce, and that at such joint convention the State officers and the members of the Supreme Court in the city be invited to seats;

Which has passed the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,  
The Senate concurred.

On motion of Mr. Milnes,

The Senate adjourned and the President *pro tem.* announced that the Senate would stand adjourned until 1:45 o'clock P. M., to-morrow.

*Lansing, January 3, 1889.*

The Senate met and was called to order by the President at 1:45 o'clock P. M.

Roll called: quorum present.

Absent without leave: Mr. Gilmore.

On motion of Mr. Chapman,

Mr. Gilmore was granted leave of absence for the day.

#### APPOINTMENTS.

*Lansing, January 3, 1889.*

*To the Honorable Senators:*

Pursuant to a resolution of the Senate, I have appointed the following janitors:

Janitor—P. F. Gibbons, of Bay.

1st Assistant Janitor—O. C. Ryther, of Cass.

2d Assistant Janitor—J. R. Murray, of Mecosta.

3d Assistant Janitor—T. D. Stone, of Hillsdale.

Committee Room Janitors—Abner Brown, of Ingham; Horace G. Jackson, of Washtenaw.

Cloak Room Keeper—Joseph Ford, of Kent.

Respectfully,  
JAMES H. MACDONALD.

*President of the Senate.*

Mr. Babcock offered the following concurrent resolution:

*Resolved* (The House concurring), That when the Legislature adjourns to-day it stands adjourned until Wednesday, January 9, at 9 o'clock, P. M.

Pending the adoption of which,

Mr. Holbrook moved to amend the resolution by striking out "Wednesday, January 9," and inserting in lieu thereof "Tuesday, January 8;"

Which motion prevailed.

The resolution as amended was then adopted.

Mr. Colgrove offered the following resolution:

*Resolved*, That the Lieutenant Governor be requested to appoint Warren S. Hecox as Keeper of the Document Room;

Which resolution was adopted.

Mr. Dunstan offered the following resolution:

*Resolved*, That for the present session the standing committee of the Senate on "Mining School and Mining Interests" be composed of five Senators.

On motion of Mr. Taylor,

The resolution was laid on the table.

Mr. Harshaw offered the following concurrent resolution:

*Resolved*, By the Senate (the House concurring), That the State Printer be instructed to forward one copy of the Daily Journal to each daily and weekly newspaper published within the State, and to each State officer, or member of State commission, supreme, circuit and probate judge, county clerk, county treasurer, and register of deeds, prosecuting attorney, and cir-

cuit court commissioner, and to each public library, and that the amount of postage stamps furnished by the postmaster at Lansing for the payment of postage on such copies of said Journal be paid by the State Treasurer on the warrant of the Auditor General, on the presentation of bills duly certified by the postmaster at Lansing, and by the State Printer, showing that such stamps have been *purchased and used only* for the payment of postage on *said* copies of said Journal hereby ordered to be distributed;

Which resolution was adopted.

#### MESSAGE FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, January 3, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to return to the Senate the following concurrent resolution:

*Resolved* (the House concurring), That when the Legislature adjourns to-day it stand adjourned until Tuesday, January 8, at 9 o'clock P. M.,

In the passage of which the House has concurred.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The select committee appointed by the Senate to act with a like committee on the part of the House in reference to the method to be pursued in the election of a Postmaster presented the following report:

Your special committee appointed to confer with a like committee from the House, as to the mode to be pursued in the election of a Postmaster and Assistant Postmaster, respectfully report that they have performed that duty and would recommend that a joint convention of the Senate and House be called for the purpose of electing a Postmaster and Assistant Postmaster.

This recommendation is made for the reason that the joint committee of the two houses were in favor of this course being pursued, but it is but fair to state that a majority of the committee appointed in the Senate are of the belief that the Senate should be conceded the right to elect the postmaster at this session.

Respectfully submitted,

ALFRED MILNES, *Chairman.*

Report accepted and committee discharged.

The question being on the adoption of the resolution, the Senate refused to adopt the same.

On motion of Mr. Milnes,

The Senate proceeded to the selection by ballot of a candidate on the part of the Senate for the office of Legislative Postmaster.

On motion of Mr. Holbrook,

The President was authorized to appoint two tellers.

The President announced as such tellers Messrs. Holbrook and Babcock.

Pending the selection of a candidate for Legislative Postmaster,

The Sergeant-at-Arms announced a committee of the House who reported



that the House was in waiting and ready to meet the Senate in joint convention to receive such communication as the Governor might be pleased to make.

On motion of Mr. Green,

The Senate proceeded to the Hall of the House of Representatives to meet the House in joint convention.

[For proceedings in joint convention, see House Journal.]

The Senate returned to the Senate Chamber, and was called to order by the President.

The President announced that the Senate had met the House of Representatives in joint convention, and had listened to the message of His Excellency, Governor Cyrus G. Luce.

The Senate then proceeded to the selection of a candidate for the office of legislative Postmaster with the following result:

For Stephen D. Bingham.....	10 votes
“ C. F. Ruggles .....	2 “
“ Mr. Grant.....	1 “
“ Mrs. N. E. Randall.....	13 “
“ Mrs. M. A. Hazlett.....	4 “

There being no choice,

On motion of Mr. Wisner,

The Senate proceeded to take a formal ballot for Postmaster, with the following result:

For Stephen D. Bingham.....	16 votes
“ Mrs. M. A. Hazlett.....	3 “
“ Mrs. N. E. Randall.....	11 “
“ C. F. Ruggles.....	1 “

The President announced that Stephen D. Bingham having received a majority of all the votes cast, was the choice of the Senate for Postmaster;

Whereupon,

Mr. Milnes offered the following concurrent resolution:

*Resolved* (the House concurring), That Stephen D. Bingham be appointed as Postmaster of the two houses of the Legislature.

Mr. Harshaw demanded the yeas and nays.

The resolution was then adopted, a majority of all the Senators voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Den Herder,	Mr. Grosfield,	Mr. Palmer,	
Ball,	Dunstan,	Gurney,	Ranney,	
Barringer,	Fox,	Harshaw,	Rentz,	
Berry,	Galbraith,	Holbrook,	Taylor,	
Blackwell,	Giddings,	McCormick,	Toan,	
Chapman,	Gorman,	Milnes,	Wesselius,	
Colgrove,	Griffey,	Nagel,	Wisner,	28

#### NAYS.

Mr. Gilmore,	Mr. Green,	Mr. Leavitt,	3
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The President announced the following appointment:

SENATE CHAMBER, }  
*Lansing, Jan. 3, 1889.* }

Pursuant to request of the Senate, I hereby appoint Warren S. Hecox as Keeper of the Senate Document Room.

JAMES H. MACDONALD,  
*President of the Senate.*

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, Jan. 3, 1889.* }

*To the President of the Senate:*

SIR,—I am instructed by the House to inform the Senate that

Messrs. Watson, Cole and McMillen have been appointed a committee on the part of the House to confer with a like committee from the Senate in regard to the mode which shall be taken in reference to the selection of a suitable person to act as Postmaster and Assistant Postmaster.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

On motion of Mr. Giddings,  
The Senate went into

#### EXECUTIVE SESSION,

The time being 4:25 o'clock P. M.

The Executive Session closed, the time being 4:35 o'clock P. M.

On motion of Mr. Gorman,

The Senate adjourned.

The President *pro tem.* announced that the Senate would stand adjourned until Tuesday, January 8, 1889, at 9 o'clock P. M.

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*Lansing, Tuesday, January 8, 1889.*

The Senate met and was called to order by the President at 9 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Dunstan, Galbraith, Giddings, Gilmore, Gorman, Green, Grosfield, Milnes and Toan.

The Secretary announced that he was in receipt of a communication from Senator Gilmore, requesting an indefinite leave of absence, on account of the illness of his mother.

On motion of Mr. Taylor,

Such leave was granted.

On motion of Mr. Taylor,  
Leave of absence was granted all absentees for the evening.

On motion of Mr. Harshaw,  
Leave of absence was granted Mr. Green until Thursday morning.

The President announced the appointment of the following special committee:

LIEUTENANT GOVERNOR'S OFFICE, }  
Lansing, January 8, 1889. }

*To the Senate:*

Pursuant to a resolution of the Senate, passed January 2, I do hereby appoint the following select committee to investigate the alleged election frauds in the Second Senatorial District: Messrs. Wesselius, Giddings, Colgrove, Gorman, Harshaw.

Respectfully,  
JAMES H. MACDONALD,  
*President of Senate.*

The President also announced the appointment of the following:

#### STANDING COMMITTEES.

*Agricultural College*—Messrs. Holbrook, Taylor, Harshaw.

*Agricultural Interests*—Messrs. Barry, Toan, Grosfield.

*Asylum for the Criminal Insane*—Messrs. Dunstan, Toan, Grosfield.

*Asylums for the Insane*—Messrs. Leavitt, Galbraith, McCormick, Griffey, Tyler.

*Banks and Incorporations*—Messrs. Galbraith, Gilmore, Nagel.

*Cities and Villages*—Messrs. Ranney, Fox, Milnes, Blackwell, Barringer.

*Claims and Public Accounts*—Messrs. Gilmore, Babcock, Nagel.

*Constitutional Amendments*—Messrs. Wesselius, Ball, Barringer.

*Counties and Townships*—Messrs. DenHerder, Taylor, Tyler.

*Education and Public Schools*—Messrs. Blackwell, Green, Gorman.

*Engrossment and Enrollment*—Messrs. McCormick, Griffey, Rentz.

*Executive Business*—Messrs. Ranney, Green, Dunstan, Wesselius, Harshaw.

*Federal Relations*—Messrs. Toan, McCormick, Harshaw.

*Finance and Appropriations*—Messrs. Chapman, Ranney, Blackwell, DenHerder, Gorman.

*Fisheries*—Messrs. Gurney, Leavitt, Barringer.

*Geological Survey*—Messrs. Gilmore, Berry, Barringer.

*Horticulture*—Messrs. Taylor, Toan, Wisner.

*House of Correction at Marquette*—Messrs. Griffey, Palmer, Holbrook.

*Immigration*—Messrs. Golgrove, Dunstan, Gorman.

*Industrial Home for Girls*—Messrs. Fox, Gurney, Grosfield.

*Institution for the Deaf and Dumb*—Messrs. Giddings, Palmer, Wisner.

*Insurance*—Messrs. Colgrove, Gurney, Rentz.

*Judiciary*—Messrs. Palmer, Dunstan, Colgrove, Wesselius, Wisner.

*Labor Interests*—Messrs. Giddings, Milnes, Colgrove, Holbrook, Harshaw.

*Liquor Traffic*—Messrs. McCormick, Green, Tyler.

*Lumber Interests*—Messrs. Blackwell, Den Herder, Wisner.

*Mechanical Interests*—Messrs. Berry, Gurney, Barringer.

*Military Affairs*—Messrs. Milnes, Galbraith, Wisner.  
*Mining School and Mining Interests*—Messrs. Dunstan, Wesselius, Babcock.  
*Normal School*—Messrs. Green, Gilmore, Barringer.  
*Printing*—Messrs. Griffey, Giddings, Gorman.  
*Public Buildings*—Messrs. Green, Holbrook, Rentz.  
*Public Health*—Messrs. Milnes, Berry, Grosfield.  
*Public Improvements*—Messrs. Chapman, Milnes, Gorman.  
*Public Lands*—Messrs. Fox, Leavitt, Harshaw.  
*Railroads*—Messrs. Griffey, Babcock, Giddings, Green, Wisner.  
*Reform School*—Messrs. Wesselius, Ball, Barringer.  
*Reformatory at Ionia*—Messrs. Toan, Dunstan, Nagel.  
*Religious and Benevolent Societies*—Messrs. Den Herder, Ranney, Tyler.  
*Roads and Bridges*—Messrs. Leavitt, Taylor, Tyler.  
*Rules and Joint Rules*—Messrs. Chapman, Gilmore, Harshaw.  
*Saline Interests*—Messrs. Gurney, Tyler, Wisner.  
*School for the Blind*—Messrs. Ball, Gurney, Nagel.  
*Soldiers' Home*—Messrs. Palmer, Milnes, Rentz.  
*State Affairs*—Messrs. Babcock, Colgrove, Gorman.  
*State Library*—Messrs. Taylor, McCormick, Rentz.  
*State Prison*—Messrs. Fox, Colgrove, Grosfield.  
*State Public School*—Messrs. Galbraith, Berry, Harshaw.  
*Supplies and Expenses*—Messrs. Babcock, Giddings, Grosfield.  
*University*—Messrs. Blackwell, Galbraith, Nagel.  
 The President also announced the following

## MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES, }  
 Lansing, January 3, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the accompanying message of the Governor, Hon. Cyrus G. Luce, this day delivered to the two Houses in joint convention.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

## GENTLEMEN OF THE SENATE AND HOUSE OF REPRESENTATIVES:

In obedience to the organic law of the State you have assembled to assume important duties in the interests of more than 2,000,000 of inhabitants. You are clothed with authority to discharge duties that affect the moral and material interests of all this great population. You assemble under favorable auspices.

During the biennial period since the meeting of the last Legislature general prosperity has prevailed throughout our borders. We have been exempt from devastating diseases; peace, good will and harmony prevail. Serious conflicts have not arisen between employers and employed. We have not been afflicted with outbreaks, commotions or strikes in any portion of the State. The earth has yielded richly of its treasures. The mines have continued to give up their wealth, and new ones are constantly being developed. The forests still continue to contribute of their abundance. Nor have the waters that so nearly

surround us been slow in responding to the general prosperity. For all these and other blessings we are grateful to an overruling Providence who guides and controls the affairs of men.

Meeting as our Legislature does only in biennial sessions, questions of vast importance are necessarily considered at each session. And with the growing population and wealth each succeeding assemblage of the law-making body is confronted with greater and higher responsibilities. By virtue of the laws enacted by the Legislature more than \$20,000,000 are annually collected from our people, for all the various public purposes, including highway, township, city, school, county and State. You, and you alone, are authorized to speak in the name of the people of this great State, restricted only by provisions of the organic law. In your wisdom and discretion the people have confided and placed in your hands this great power. By their suffrages you are made the custodians of their liberty and interests.

#### THE BALLOT.

To guard and protect the purity of the ballot-box is the first and one of the most important duties of the law-maker. Questions pertaining to elections will claim your careful attention. Amendments to the election laws and a change in the system of voting and canvass of votes will doubtless be considered by you at this session. And if it is possible to more sacredly guard this foundation of American liberty by providing a new or different method you are most earnestly recommended to consider its adoption. The purity of the ballot-box must be preserved in such a manner as to protect the rights of the voter and command the confidence of our people. One of the most dangerous crimes that can be committed is to corrupt the ballot. Our laws against the use of improper means to influence voters are stringent and seem to be ample. Bribery by the use of money or other valuables is severely punished by our laws. And still rumors are current that these wholesome laws are violated with impunity. Whether this is well founded or not, it is weakening confidence in our system. And to avoid the injurious effects of this, it is hoped that the election laws may be amended in such a way as to render bribery more difficult and detection more certain.

The open charges made in so many quarters that our elections are controlled by the corrupt use of money in glaring violation of law, are painful to hear and alarming if true. If false, those charges are a gross libel upon our civilization. Unfortunate for State and Nation will it be if the fact is established that men are elected to positions of public trust because of their wealth or ability to use or command money for illegitimate purposes in securing place. What is known as the Massachusetts system is earnestly commended to your careful consideration. From that commonwealth we hear of little or no complaint against corrupt influences at the polls. To this important subject your best thought is invoked.

#### CONSTITUTIONALITY.

A growing evil has been developed in more recent legislation by the enactment of laws in conflict with the constitution of the State. This has caused very serious embarrassment in many cases.

Our government is wisely divided into three distinct and independent departments. We have a court of last resort composed of men selected for their wisdom and learning in the law, to pass upon the constitutionality of measures

enacted by the Legislature. And your enactments must be in harmony with the constitution as interpreted by the Supreme Court. And it is very important that efforts should be made to secure the passage of laws that will stand the scrutinizing test provided by the constitution itself.

The failure of so many laws in recent years for the reason suggested, somewhat weakens confidence in the wisdom of the Legislature that enacts and the Executive who approves these measures declared to be unconstitutional. Various methods have been suggested to avoid the difficulty. At one time a commission was provided to prepare a tax law, but the whole work of the commission and of the Legislature in revising and enacting a new tax law was of no avail, for the reason that the commission was appointed to assist in the work. So that method is not a feasible one. It has also been suggested that one learned in the law should be appointed to remain at the capitol with a special view of suggesting constitutional defects in proposed legislation. But this may be subject to the same objection urged against the commission, and to the Legislature must we look for devising the remedy. And while it may not come within the duties of an Executive, still realizing the difficulty, embarrassment, expense and doubt growing out of the defects, I venture to very earnestly recommend the appointment of a joint committee composed of three of the most eminent lawyers in the two Houses, whose duty it shall be to carefully examine proposed legislation with a view of determining its constitutionality.

A large proportion of bills introduced in the Legislature are referred to the Judiciary committees. These committees are supposed to pass not only upon the legality, but upon the propriety of the measures placed in their hands. With all of the varied and important duties imposed upon them, they have not the time, nor is their attention in all cases directed to the constitutional question, but a committee whose especial work it shall be to look up decisions of our own and other courts, can at least avoid some of the mistakes in legislation. It is not presumed that the evil can be entirely avoided, but it ought to be reduced to a minimum. The Constitution provides that no new bill shall be introduced after the first fifty days of a session shall have expired. Sometimes bills are introduced for one purpose and after the expiration of the time limited for the introduction of bills, used for a purpose entirely foreign to the original one. This seems to me to be a violation of the letter and spirit of the constitution, and when resorted to, raises embarrassing questions.

#### INDETERMINATE SENTENCES.

In the closing hours of the Session of 1887 a bill was passed entitled "An act to provide for indeterminate sentences, and disposition, management and release of criminals under such sentences." This bill contained the following remarkable provisions: "When any person is convicted of an offense punishable by imprisonment in the Detroit House of Correction, or the State House of Correction and Reformatory at Ionia, or the State House of Correction branch of the State prison at Marquette, for a term not exceeding one year and the court or trial justice shall not fix the duration thereof, the sentence shall be merely to one of the prisons provided by law for the offense for which he or she is convicted, and any person so sentenced under this act may be held in prison for a term not exceeding *two years*." Or in other words, the managers of the prisons might double the maximum penalty imposed by the law for the offense committed. It constituted them complainants, prosecutors, witnesses, courts, jurors and executors. This provision seemed to me very objectionable.

Our government is one of written law. The minimum and maximum punishment for offenses committed are recorded in our statutes, and the citizen who violates the law does so with a full knowledge of what the penalty may be. I did not, and do not believe that any man or set of men should be clothed with authority to impose punishment beyond that provided by law. And while other portions of the bill seemed faulty, I probably should have signed it if it had not been for the provisions quoted above; but the objections to these were so serious that I declined to do so, and the question of indeterminate sentences will again come before you. It is brought to your attention by the reports of Prison Boards and the Board of Corrections and Charities.

A law similar in many of its provisions to the one alluded to has been in force in the State of Ohio for four years. And while it cuts no very important figure in the criminal records of Ohio, its operation has been measurably satisfactory so far as the experiment has been tried. Still only about twenty are sentenced under its provisions, per annum, by all the Courts in the great State of Ohio.

#### PAROLE SYSTEM.

Closely allied to this is what is known as the Parole System. In the State of Ohio the system of paroling prisoners has been adopted. They are permitted to go out before the expiration of sentence, under rules and regulations established by the Board of Managers; but never until they have served the minimum time, nor can they be held beyond the maximum provided by law for the offense committed. This is a measure commended by prison reform associations, and by managers of some of our prisons. And while I am not thoroughly convinced that the anticipated benefits will be derived from its adoption, yet it is commended to your careful consideration. Its provisions must be guarded in every particular, or evils greater than those now existing are likely to grow out of it, and if adopted, our whole prison management must be revised and changed. In the State of Ohio they have but one Board clothed with authority to grant parole to prisoners, and I am clearly of the opinion that in order to secure a wise discretion and uniformity in practice, we must consolidate and establish one single Prison Board; and the right to grant parole must be guarded, protected and restricted in every particular. The Ohio Board of Managers consists of five members, and no prisoner can be paroled except by the vote of at least four out of the five managers. Another very important feature that must be embraced in this law to make it effective and useful, is, provisions *must* be made for the employment of the prisoner before he is permitted to leave the prison. Wisdom and discretion must here be used in regard to the character of the employer and of the employment. Indeed this is the chief virtue of the whole system. One of the difficulties that confront men either going out on parole, or at the expiration of the sentence, is the want of homes and employment. Men often go out from the prisons with a firm determination to live better lives, but they have difficulty in finding employment; they are embarrassed at every turn; their honest efforts to secure honorable employment are frustrated. And one of the greatest reforms being instituted in connection with prisons and prisoners, is, to adopt means and methods whereby employment may be secured. Here is a broad field in which reformers can and do labor. And in this connection I desire to call attention to the Home for discharged prisoners, established in the city of Detroit through the efforts of a few christian philanthropists. It is doing much for those who leave our prison imbued with a determination to improve their lives. The pro-

motors of this Home are not rich, and the managers are often in want of funds, and I know of no more worthy purpose to which a small sum may be devoted. It ought not, and must not be made in any sense a State institution. Its management and chief support must be left to private enterprise, but an appropriation of \$1,000 per annum will be of great service to it.

If the parole system is adopted those who go out under its provisions must be carefully guarded and protected. The whole system of treating prisoners has been changed and greatly improved. Now the effort is being made, with measurable success, to reform the lives, improve and elevate the thoughts of those within prison walls. And in consideration of this law this feature of it must not be forgotten. Another consideration in this proposed legislation must be carefully investigated, and that is its constitutionality. It will be worse than useless to adopt this system only to find when the Supreme Court pass upon it, that it is in violation of the constitution. And while it is possible that a law may be framed free from objections in this respect, yet there are grave doubts in relation to it, and your attention in determining this question is called to the case of the People versus James H. Moore, page 496, Vol. 62 of Michigan Reports.

The several institutions, the work accomplished, their conditions and needs are set forth in the reports of the various Boards of Managers of the several institutions, and only brief mention of them will be made here.

#### JACKSON PRISON.

Large appropriations were made by the last Legislature for new cell blocks and other improvements at the prison. These have been commenced and good progress made, but not all of them are finished. The prison labor pays nearly all of the current expenses of the institution. Demands for appropriations will be for repairs only, and it is believed that \$20,000 will meet the requirements.

Great efforts are being here made to educate the prisoners and to elevate their morals, and, judging from all appearances, with eminent success.

#### THE STATE HOUSE OF CORRECTION AND REFORMATORY AT IONIA.

Your attention is very earnestly called to the report of the managers and warden of this institution. A portion of the men are employed on contract, another portion of them directly by the State. So far as competition with free labor is concerned, I presume there is no perceptible difference, nor is it definitely known which system renders the best return to the State, because within the last two years machinery and materials have been purchased, and this has rendered the result more difficult to obtain accurate information. But for the twenty-one months ending June 30, 1888, there was drawn from the treasury for current expenses \$100,963.74. And after deducting the amount invested in machinery, goods and materials, the excess of expenditures over earnings for the period named was \$46,248.83, or an annual deficiency of \$26,427. To this something should probably be added for wear and depreciation in value of machinery.

Entering into work on State account was, partially, at least, a necessity, as the contractors had signified an unwillingness to continue in the business. In estimating the expense account it should not be forgotten that many in the



State House of Correction are there but for a short time, and their labor cannot be made as valuable to the State or contractors as that of those serving longer time.

The employment of convicts has attracted widespread and earnest attention for years. Nor are all the questions connected with the problem yet solved. Humanity dictates, and reason, as well as experience, enforce the fact that our prison population must work. Justice to the toiling millions requires that in doing this competition with free labor should be reduced to the minimum. Yet the State must receive compensation to defray the expenses incurred in their detention. Otherwise it will fall heavily upon those who toil by way of increased taxation. After giving this subject much attention I am impressed with the belief that prison labor does not compete with free labor to the extent that is popularly supposed; because the materials to construct prisons are prepared by free labor; food and clothing are produced by free labor. Free labor superintends institutions and shops. Free men are employed as chaplains, physicians, teachers, keepers and guards. It is doubtful whether in an economic view the prisons do not give to free labor nearly as much employment as they take from it. Efforts for improving the moral and intellectual condition of the men, similar to those in force at Jackson, are constantly employed at this institution.

The Board favor purchasing a small piece of land adjoining the prison ground, at an expense of about \$8,000. I believe the investment a good one, and recommend the purchase.

#### THE STATE HOUSE OF CORRECTION BRANCH OF THE STATE PRISON AT MARQUETTE.

This building is now substantially completed. It has been well and strongly constructed. It has ample provision for the care and custody of 325 prisoners. It was authorized to organize the prison force and provide for its opening by the last Legislature, but for various reasons this has been delayed; amongst these is the fact that it is only now completed. But a more important reason is found in the numbers of our prison population. The act providing for the establishment of this institution was passed in 1885. On the first day of December, 1884, we had in the prison at Jackson and the House of Correction at Ionia, 1,354 prisoners; on the first day of December, 1888, we had in the two institutions but 1,086 men, a reduction in four years of 268. In 1884 there were 668 in Ionia; on December 1, 1888, there were 332, a reduction of more than one-half. The Legislature of 1885 doubtless contemplated an increase in proportion to the increase of population, at least. On December 1, 1882, we had a prison population of 1,150. The increase for two years from that time was 204. If the same rate of increase had continued until the present time, we should now have a prison population of 1,762, and that was pretty near the estimate at the time the Marquette branch was established.

There are various conjectures in relation to the cause for the present reduction in the number of our prisoners. I notice that the Warden of the Ionia House of Correction in his report attributes it partly to the decision of the the Supreme Court rendered last July in a habeas corpus case, prohibiting sentence to that institution by justice courts. But it is so brief a time since that decision was promulgated, it can have had but very little influence in securing this reduction. Indeed, it was in progress before, just about as rapidly as since. In 1887 the Legislature passed a law relative to the confinement of convicted persons in the Detroit House of Correction. It provides that any

court of criminal jurisdiction shall have power to sentence any male person convicted for the first time for any offense (with certain exceptions) punishable by imprisonment, to the Detroit House of Correction. The Court has held that a provision of this act, taken in connection with Section 9754 of Howell's statutes, denies to justices of the peace the right to sentence persons convicted of offences to the House of Correction at Ionia. To meet this objection the repeal of Act 77, Session laws of 1887, and the amendment of Section 9754 of Howell's Statutes, is recommended as well as an enactment of a well guarded law that will authorize justices of the peace to sentence under certain circumstances to Ionia, and perhaps to the Branch at Marquette. We have established, or are trying to establish a system of prison management under control of State authorities, and it seems better that we should send State prisoners to State institutions. And again we have the buildings, and the expense per capita is reduced by the increase of numbers. The policy to be pursued under existing circumstances in relation to the management of the three prisons now owned by the State must be carefully considered; some changes must be made as to sentence and distribution. If practicable, our female State prisoners, of which we have now twenty-seven in the Detroit House of Correction, should be placed in the State institutions. It is possible that our prisoners may be classified, placing the hardened and confirmed criminals in one institution. Then make one of them more of a Reformatory—between the reform school and the prison, the other prison taking those of a more medium character between these two extremes. We are glad indeed that our prison population is decreasing. We believe that the Courts and officers are as vigilant as ever in discharging their duties; that the lives and property of citizens were never better protected. And we are not anxious that crime should be committed for the purpose of filling our State institutions. Indeed we would be glad if one of them could be converted to another purpose entirely. In order to adjust this question, the advisability of reorganizing the prisons under one Board must be considered, so that authority to transfer from one to the other can be conveniently exercised. In commendation of this change by the Board of Corrections and Charities the suggestion is usually made that this Board should be non-partisan. This phrase is a plausible one, but really there is no importance to be attached to it, and on one account a provision of law requiring it may be seriously objectionable. The Court has decided that this provision nullified the law by setting up a standard of eligibility to office unknown to the constitution. Nor is it believed to be of any material practical use. The work of every Board should be strictly non-partisan. No censure is too severe for a violation of this rule. Of all the complaints made against the managers of institutions in management, partisanship is one of the last and least. A majority of one of the important State boards has for years been composed of gentlemen attached to the minority political party in the State. And yet the fish propagated under directions of this Board are found to be strictly non-partisan in their character. So with the work of all our Boards. Political favoritism never enters into their proceedings. The chief objection perhaps to this provision would be the danger of its being declared unconstitutional. This perplexing question of what shall be done with our prisons and prisoners, is submitted to you and to your wisdom for solution.

## THE REFORM SCHOOL.

This institution is situated where all of the members can examine it personally. It is one of the schools that seems to be working satisfactorily. Unusual efforts have been made during this biennial term to secure homes for the boys sent to the institution, and these efforts have been crowned with great success. A larger number have been released and placed in homes during the last year than in any previous year since its establishment. Homes are more readily found for them as the character of the boys that go out is more perfectly understood. Very many good boys are placed there; they come from all the cities of the State. Many of them are sent there for very trifling offenses, and if they had employment at their homes there would be no occasion for their going to the State institution at all. But the old apprenticeship system that gave to boys from twelve to eighteen years' employment, has been nearly or quite abandoned, and this school comes in as a substitute for the apprenticeship system. And while it is not true of all the boys that go the Reform School, yet it is true that many of them go out and become active, industrious and honored citizens. The management in every respect is working wisely and harmoniously. It is fully answering the expectations of its founders, and to that school is fairly attributed the credit for a portion of the reduction in our prison population. The health has been excellent. The introduction of the water and sewerage system has added greatly to the comforts and health of the inmates. The number has not changed materially for some time.

The estimated requirements of the institution for the next two years are a little less than the amount expended during the years of 1887 and 1888. The sum asked for is believed to be necessary to the proper conduct and maintenance of the institution.

## INDUSTRIAL HOME FOR GIRLS.

This is one of the youngest of our charitable and reformatory institutions. It is an outgrowth of the civilization which distinguishes the age in which we live. The results of its work have been looked forward to with solicitude. While similar homes have existed in different states for some years, the result had not been so fully established as it had with many other institutions. But ours has existed now sufficiently long to fairly arrive at a conclusion in regard to its work. Some of the problems connected with the care and control of this class of girls have been solved. They have availed themselves of the opportunities afforded them by this Home, and many of them have gone out to honor homes of their own, while others are doing credit to themselves and the institution in the homes of others. There is no longer difficulty in finding places for the good girls in the Home.

The Legislature of 1887 found the cottages crowded, and an appropriation of \$13,000 was made for the erection of an additional one. The contract was let and the cottage has been completed. The Board found themselves unable to let the contract within the appropriation, and you will be asked to make a small one to meet the deficiency. They now have ample room for all who are sent there. The increase during the last two years has not been large, nearly as many having been placed in homes and discharged as were received. On the first day of December, 1886, there were 208 inmates; December 1, 1887, 207; December 1, 1888, 213. They have accommodations for about 250.

An appropriation of \$10,000 was also made for the erection of an administration building for the accommodation of the officers and managers of the Home, and a very fine building has been erected and completed with all the modern improvements, within the appropriation made.

For the years of 1889 and 1890 the Board ask for an appropriation of \$75,000. This is about \$12,000 less than the appropriations for 1887 and 1888.

#### THE STATE SCHOOL AT COLDWATER.

This school is still realizing all of the expectations of its most sanguine friends. Dependent children are received from all parts of the State. A great number have been instructed for a time and placed in homes, the State still following them with its protecting care.

There has been no special change in the number of inmates from year to year for some time. The managers endeavor to make it a distributing point, getting one out as another comes in. The school is devoted to the care and custody of those who are thrown upon the public for entire or partial support.

The Board ask for an amendment to the law, permitting them to take children in certain cases where they are not dependent upon the public for support. The truth is there are cases where children are cruelly treated by their parents. It is true punishment may be inflicted upon such parents, but even this does not protect or generally benefit the child. Under such circumstances it seems wise to permit the authorities to send the innocent children to this school where kinder and more humane treatment will be accorded them.

The Board ask for total appropriations for the years 1889 and 1890 of \$72,000. This is \$6,000 less than their appropriations in 1887. It will doubtless be required for the proper support of the school and the necessary repairs.

#### SCHOOL FOR THE DEAF.

This institution is in a very prosperous and satisfactory condition. There has been a moderate increase in the number of pupils in attendance. The Board estimates the same ratio of increase for the next two years. The health of the pupils has been excellent. No appropriations are asked for new buildings. Current expenses and something for repairs and moderate improvements will answer the demands of this institution. For these purposes they ask for an appropriation for 1889 and 1890 of \$119,900. This is \$32,025 less than the appropriation made two years ago. There seems to be no question but that the amount asked for will be required.

#### MICHIGAN SCHOOL FOR THE BLIND.

This School is located in Lansing, established and maintained for the purpose of educating those who are unfortunately deprived of that great human blessing—eyesight. It is judiciously and well accomplishing the purpose for which it was established and is maintained. They ask for an appropriation for repairs and current expenses of \$52,925. This is \$3,075 less than the appropriation for 1787 and 1888.

#### MICHIGAN ASYLUM FOR THE INSANE.

This is located at Kalamazoo and is the oldest of our institutions for the care and treatment of the insane. On the first day of December there were

890 patients being cared for at this asylum, an increase of 96 in two years. The question as to what provisions shall be made for our constantly increasing insane population has challenged the consideration of philanthropists and economists. Two years ago we found our asylums all full. I think patients were received, but they were beginning to assume a crowded condition. Following the old custom we should have asked for an appropriation to construct another large asylum, but the rapid increase of inmates in the institutions led to inquiry, and the construction of cottages in the vicinity of the main buildings was suggested and the plan adopted and recommended by the managers of the asylums. It was believed that cottages sufficiently commodious to accommodate fifty patients could be constructed at an expense not exceeding \$300 to each patient, while the large institutions cost about \$1,000 to a patient. Appropriations were made for the construction of two cottages at Kalamazoo, two at Pontiac and one at Traverse City. Most of these have been completed and are occupied by patients. It is believed that the moral and mental welfare of these are improved by the adoption of this system. Of course only a moderate percentage of the patients may be placed out in these cottages—their condition forbids it. But the plan is working to the great satisfaction of the managers, and it is believed that a still greater number may, when necessity arises, be safely and profitably placed in cottages.

#### EASTERN MICHIGAN ASYLUM AT PONTIAC.

This was second in construction as well as in size of our insane asylums. There were 775 patients in this institution on the first day of July, 1888. This is an increase of 69 during the last year, and 135 in two years. The Board asks for no direct appropriation. The cottages have been constructed and are proving entirely satisfactory in their result.

#### THE NORTHERN MICHIGAN ASYLUM AT TRAVERSE CITY.

This asylum had on the first day of July, 1888, 556 patients. There has been a rapid increase within the last two years. The territory allotted to it comprises most of the newer counties, and these are rapidly increasing in population, with a more than corresponding increase of insane. The report of the Board will indicate the necessity for additions, and point out the proposed plan for enlarging the capacity of the asylum. The insane must be cared for, and the most feasible plan consistent with their judicious treatment ought to be adopted. I have no doubt that the plan for enlargement is as judicious as can be suggested. Your careful consideration is called to this subject. It is one of the few institutions that are calling for an increased appropriation over two years ago. It asks for \$34,000 more than the special appropriation made for the last biennial period.

#### ASYLUM FOR CRIMINAL AND HOMICIDAL PATIENTS.

This was located a few years ago in connection with the House of Correction at Ionia. I believe there is no difference of opinion in relation to the unfortunate location among those who have given the subject serious thought. Such an establishment is an absolute necessity. The patients kept there when confined in the other asylums formed a dangerous and disturbing element that threatened the safety and interfered with the comfort and improvement of the

other patients. And the removal of these was a wise arrangement. And every dictate of reason and humanity requires the maintenance of this separate asylum. It is now full to overflowing—crowded beyond propriety or comfort; some outlet must be provided. Two years ago I earnestly recommended its removal to some more favorable point, and the conversion of the present institution into a prison for females. I hope that no money will be appropriated to extend the building or increase its capacity where now located. Several plans have been suggested to meet the emergency. The most feasible one that now suggests itself is, for the State to procure a proper site within a short distance of the present institution, and erect thereon a suitable building for the harmless inmates. The superintendent is confident that quite a percentage of patients may safely be removed to such a cottage. If this plan is adopted, a building should be erected with the ultimate design and purpose of removing the whole institution away from the House of Correction. There are patients now in the State prison that should be removed to this asylum for care and treatment, but the crowded condition forbids the possibility of doing so. Your serious and early attention is invoked to the consideration of this particular question. That no one of our State asylums is better managed than this one seems a self-evident fact.

The increase of insane patients in our several asylums would seem to indicate a rapid growth in insanity, but close investigation will satisfy the inquirer that this is more apparent than real. People well advanced in years with failing mind and strength, peevish and fretful, perhaps, whom no one would have thought of calling insane twenty years ago, are now sent to the asylum. Many of them can receive more comfortable care and treatment there than they could in their homes. Perhaps it is as well or better that they should be there, but it accounts, in part, for the rapid increase in asylum population. Another thing that may have a slight bearing upon this is the method adopted recently providing for their support. Until within a few years the counties supported the indigent insane in the asylums. Now the State assumes their support after they have been county patients two years. Under the other system the superintendents of the poor, frequently under the directions of the board of supervisors, removed patients from the asylums who had partially recovered, to save expense to the county. Now that it is paid out of the State Treasury, inducements to pursue this course do not exist. There is a belief on the part of some that the asylum receives but a small amount of State aid.

The Pontiac asylum asks for nothing, and the Kalamazoo institution but for a small sum. However, in the appropriations made for 1887 and 1888, \$666,000 was estimated and appropriated for the support of State patients and the payment of officers of the asylums. And while this was quite largely in excess of the amount expended for the purpose, yet no other item added so much to the taxes of those two years as this sum. About three-fifths of the 2,400 patients in the different asylums are supported by the State. It will not be necessary even with an increased number of patients in these institutions to raise so large a sum as the estimate of 1887. A better plan, in my judgment, would be to estimate the amount required for each asylum and appropriate it, or so much of it should be needed, to that purpose. Experienced financiers as well as the general public are in danger of being deceived in relation to the destination of this large sum when it is embraced in the appropriation for the general purpose of the State government. It will be just as easy to estimate the probable needs of the asylums as it is the needs of any other institution.

There has been a reduction in the charge for the support of all patients of 14 cents each per week during the last two years, making a material reduction on the entire number of patients. The charge seems to be ample, but will not afford a large surplus.

#### THE UNIVERSITY.

The Board of Regents have submitted a memorial giving a detailed statement of needs for the next two years. The special appropriations suggested aggregate \$219,289. The permanent appropriations made under existing laws are \$107,000, making a total of \$326,289.

Every intelligent citizen of Michigan shares in a common pride in this great educational institution. All desire to see it prosper, but there is no denying the fact that its constantly increasing demands are somewhat disturbing to our people. While its benefits are appreciated, there is yet a common belief that they are not equally distributed. The taxes for its support are paid under a sort of mental protest. We would be glad to see some plan adopted that would remove so far as possible this feeling. The sentiment is not confined to the ignorant, but learned and thoughtful men are anxiously inquiring what can be done to secure the prosperity of this great University and remove the objections; they are not so many, but they are real and not imaginary. If some method could be adopted that would indicate a gradual reduction in taxation for its support, it is believed that the public would be satisfied to meet its demands for a season in order to maintain its prosperity. Nearly or quite one-half of the students are residents of other States. It seems to me that a moderate increase of the amount required of these would inflict no wrong upon them nor interfere with the general prosperity of the institution. And this would be in harmony with the well settled educational policy of the State. If non-resident pupils attend a graded school they are by law and custom required to pay the expense of tuition. We are glad that the reputation and character of our University is such as to attract students from other countries and states; we are pleased to have them come to us. And it is believed that a very moderate additional charge to each one of the nine hundred students from abroad would not be objected to by them. And again, it is not customary throughout a large portion of the country to support colleges by taxation. Indeed the original plan of our University did not contemplate supporting it so largely by this means, and the method has crept in through the addition of department after department, and a general spreading out beyond that originally contemplated. Wealthy men remember other colleges in their wills, and what is better, remember them with liberal donations while living. If something could be done to increase its endowment in this way, it would point to a relief that would be very gratifying; but as long as all its wants are supplied by taxation, the men of wealth and liberality cannot realize the necessity for contributing to its welfare. Of course the Legislature cannot interfere in the disposition made of property by individuals, but it is sincerely hoped that in some way its endowment can be increased, and this will insure a friendly sentiment that will be of permanent value to the institution. Thousands of its alumni have left its classic halls and gone out to profit by the education there received. Cannot they be induced to do as others have, by contributing to their Alma Mater.

The estimates contemplate the construction of a new hospital, and as the campus is now nearly all occupied, the plan is to locate it outside of the University grounds. And for the purchase of these grounds and the construc-

tion of a suitable hospital it is estimated that \$75,000 will be required. Of this sum it is proposed by some of the citizens of Ann Arbor that the city will contribute \$25,000. I have no means of estimating the necessary cost of a hospital, but have no difficulty in arriving at a conclusion that a new one is  *sorely needed*.

#### THE NORMAL SCHOOL.

Two years ago an appropriation was made for the construction of additional buildings at this institution. These have been completed within the appropriation, and but a small amount of money in addition to current expenses is now required by the Normal School. An entire appropriation of \$86,500 will meet its wants.

#### THE AGRICULTURAL COLLEGE.

This is in a prosperous condition. The appropriation of \$15,000 per annum by the general government for experimental purposes will enlarge its field of usefulness and to a limited extent reduce expenditures heretofore devoted to experimental purposes and paid by the State. All the buildings provided for two years ago are built, and while the estimates are not placed before me, yet, the understanding is that no appropriations will be asked for the construction of new buildings. The total amount required for the next two years is about \$32,000. This is \$41,000 less than the appropriation of 1887. It is now fairly well equipped in all of its departments with buildings and facilities. Certain appropriations are required for the payment of students' labor, repairs, improvements, implements, etc. But the farm department has its experimental barns and other buildings, with a lecture room fitted up quite recently at an expense of about \$400. The botanical, chemical, mechanical and other departments are supplied with ample quarters.

#### THE MINING SCHOOL AT HOUGHTON.

This was established by an act of the Legislature in 1885, at Houghton, right in the midst of that rich mining district. Last year an appropriation of \$75,000 was made for the construction of a building, and \$37,500 for current expenses. A magnificent structure has been erected and finished. A very large appropriation is now asked to furnish and equip it. As the amount is not fully determined upon by the Board no comments are made in regard to it. Your careful and kindly consideration is invited to this subject.

#### THE SOLDIERS' HOME.

This is yet in its infancy. One has to see it to appreciate the necessity for its establishment and the work that it is doing. I have not received a full report of the Board in relation to its wants, but it, like some of our other institutions, is full and running over. Its capacity is supposed to be about 400 and it now has 450 inmates. The Board will urge an appropriation of from \$12,000 to \$18,000 for the erection of a hospital outside of the main building. If this plan is adopted it will give an opportunity to provide room for at least 40 where the hospital is now located on the fourth floor. As a rule it is believed that the establishment of separate hospitals for State institu-



tions is not advisable, but this one differs from others in the fact that a large number of the veterans accommodated in the home are always afflicted with sickness or disability, and the hospital therefore becomes an important part of the home, and the erection of such a building is commended to your favorable consideration.

A bill has passed through Congress providing for the payment of \$100 per annum for each veteran maintained in Soldiers' Home, by States. This will contribute toward the support of the Michigan Soldiers' Home nearly or quite \$80,000 for the years of 1889 and 1890. This will of course reduce the necessary appropriation to be made by the State.

#### GETTYSBURG MONUMENTS.

In 1887 \$20,000 was appropriated for the erection of monuments on the Gettysburg battlefield in honor of the several Michigan regiments and companies that participated in that memorable battle. George G. Briggs, George W. Crawford and Peter Lennon were appointed commissioners to carry into effect the purpose of the appropriation. They entered with zeal upon the discharge of their duties—visited the grounds, located the monuments and contracted for their erection. The work is not yet entirely completed, but will be early in the spring. An effort will be made to properly dedicate them to the honor of the soldiers who fell at Gettysburg. The appropriation will be exhausted when the monuments are completed, and a small appropriation to provide for their suitable dedication is suggested.

#### PAYMENT OF MEMBERS OF STATE BOARDS.

The law now provides that accounts of members of Boards of State institutions for expenses and services shall be audited by the Board of State Auditors. In these cases the Auditing Board can have no knowledge in regard to the services rendered or the necessity for the expenditure, and the duty performed is more one of form than of discretion. And to the end that a clear and definite statement of the cost of supporting each Board and State institution shall appear in the appropriation bill. I recommend that the law be amended so that these expenses shall be audited and paid by the respective Boards and institutions. For this purpose a sum must be added to the estimate for each institution and Board sufficient to cover the increased demands. While the change may make no difference in the aggregate amount of appropriations required, yet it will indicate more clearly the purpose for which they are made.

I feel assured that the Board of Auditors will concur in this recommendation.

#### CHANGE IN APPROPRIATION YEAR.

In his annual report for 1888 the Auditor General recommends three appropriations for each institution and object—one for the six months ending June 30, 1889, and then one for each of the twelve months ending June 30, 1891.

While this change might to some extent simplify bookkeeping, yet this would not compensate for the practical objections that present themselves. The fiscal year has always closed before the close of the calendar or appropriation year,

and whether this was three or six months can make no material difference in the convenience of bookkeeping.

If the change is made the objections are first, estimates for appropriation must be made so long in advance of disbursement. If the proposed law was now in force you would be called upon to consider the needs for 1890 and 1891. Before the close of this period a changed condition of affairs may be found to exist. Second, before the expiration of the time for which you would be asked to provide another Legislature will be in session, and your action would seem to be anticipating the duties of your successors. Third, a sound public policy requires that there shall be ample funds in the Treasury to meet promptly any and all demands that may be made upon it, but it is not a wise economy to maintain an unnecessary surplus. Money should not be drawn from the people in advance of its needs. The proposed plan would place in the Treasury six months' expenditures beyond the amount now required. Under the present system balances in the Treasury are sometimes large, but are usually small the last of December and the first of January. December 22, 1888, the balance was \$462,336. This amount is not likely to be materially reduced before the Treasury will be replenished from the taxes of 1888.

The proposed change would add to the average balance from \$700,000 to \$1,000,000. For these reasons I do not concur in the recommendation of the Auditor General.

#### LIVE STOCK COMMISSION.

This commission has discharged its duties with industry and fidelity. Two years ago our live stock was threatened with pleuro-pneumonia, because of its prevalence near Chicago. But no case of this fatal disease has made its appearance in Michigan. During the last year the ravages of Texas fever have been prevented. Through the active efforts of the Commission and the State Veterinarian glandered horses are being weeded out.

#### SIGNAL SERVICE.

Sergeant Conger and his aides are doing much to disseminate useful knowledge. The more that is known of the work of the Station the more highly it is appreciated. An appropriation somewhat less than the amount received in 1887 is asked for.

#### THE STATE MILITIA.

The genius and policy of our government are against the maintenance of a large standing army, but experience has taught us that it is necessary to maintain the nucleus of a military force, and long years ago our present military system was adopted. We have 36 military companies formed into four regiments. To sustain them a tax equal to three and one-half cents to each inhabitant is levied. The force is in splendid condition. During the last biennial period two successful and profitable encampments have been held. If the force is to be maintained as I think it ought to be, these annual encampments are necessary to stimulate the members of the companies, and render them proficient in drill on the field.

#### TOTAL TAXATION.

The aggregate appropriation required at your hands for the maintenance of all existing State institutions and all current expenses for the next two years

will be \$600,000 less than amounts appropriated in 1887. If the direct tax is refunded it will enable you to make a still further reduction of \$426,000.

This information will be gratefully received by the people. The total amount of taxation for all purposes, assessed and specific, in the State exclusive of any contribution to the general government, is about \$20,000,000. The limits of this paper will not permit a classification of the expenditure of this vast sum. The total equalized valuation of the taxable property of the State is \$945,000,000. And it will be seen that taxation amounts to more than two per cent upon this valuation. The legal rate of interest is established at six per cent, and it is fair to presume that average investments do not earn a greater amount. And when we consider that taxation calls for 34 per cent of the net earnings of property, it must be conceded that the loud protest against an increase is something more than what is sometimes termed the chronic grumbling of the taxpayer. The burden is not felt by men of wealth nor by prosperous business men, but it bears heavily upon agriculture. It also affects many whose names do not appear upon the tax rolls, by increasing rents and other expenses. It is true that the State tax forms only a small part of the entire expenses, but by virtue of law, local expenses are provided for. The insane and other unfortunates *must* be cared for, but in doing this economy must be exercised. And the State ought not to assume paternal cares except in cases of necessity.

#### SWAMP LANDS.

Questions connected with the Swamp land grants have recently attracted unusual attention. On the 28th day of September, 1850, Congress passed a bill appropriating swamp and overflowed lands found within their borders to the several states for the purpose of drainage and reclamation. Under this act more than 7,000,000 of acres were platted and tendered to the State of Michigan under the conditions of the grant. On the 20th day of June, 1851, the Legislature accepted the grant with the conditions, and adopted the notes of the surveyor on file in the Surveyor General's office as a basis upon which this State should receive the lands in question. These lands that were platted and designated as swamp lands were accepted by the State without adopting any other method of identification. Five million six hundred thousand acres of these lands have been patented to the State, and have been by sale and grant disposed of for the purpose of drainage, reclamation and improvement. The balance, or about a million and a half acres of the grant, have since been claimed by the government, because of alleged irregularities in the survey. These lands that the government refused to patent to the State have been sold by the general government, homesteaded under the laws of Congress, and granted to railroads.

Other states are in many respects similarly situated in relation to these lands. The questions involved have gone to the courts in California and some other states. By these courts it is held that the grant carried the title, and that independent of any patent, the State is held to be the rightful owner, and to have full power to dispose of such lands in its own discretion.

Our State has been slow to assert its rights, but a point has now been reached where, in justice to the purchasers of these lands, as well as to the State itself, every effort must be made to secure an adjustment of the titles. It has been from the beginning the settled policy of the state to offer none of its swamp lands for sale until patents were received from the general government; and further,

the general law provides: "That none of these lands shall be subject to private entry until the same shall have been offered for sale at public auction."

But in 1883 the Legislature made an absolute and unconditional appropriation of 10,000 acres of swamp land to the county of Livingston for the purpose of straightening the channel of Cedar river; and in 1885 another like unconditional appropriation of 12,800 acres of swamp land was made to the counties of Shiawassee and Clinton for the purpose of improving Looking Glass river. Contracts for performing the work under both appropriations were made with E. W. Sparrow. The jobs were completed, accepted, and selection of lands filed in the Land office. The entire selections were made from these lands in dispute between the general and State governments. The land had been disposed of through sale and grant, some of them many years ago by the general government. A portion of the lands at least were very valuable. The Land department, basing its action upon a decision of the Supreme Court in what is known as the Houghton county case, involving similar questions, permitted the selections and issued certificates of purchase. My attention was not called to the fact that the lands had never been patented to the State, nor to their general character or value. The certificates from the Land office were in the usual form, and patents were signed to more than 16,000 acres appropriated by the acts referred to before I was informed of the existing conditions. The Deputy Commissioner, confident that the decision of the Supreme Court in the other case referred to required him to do so, had issued the certificates without a full and free conference with the Commissioner of the Land Office, the Attorney General or the Governor. When it was ascertained that we were patenting lands to which we had no patent, and, as I believe, in violation of the general policy of the State, I refused to sign patents to the balance of the appropriation, believing that the whole course that had been pursued in reference to these particular appropriations was a mistake. After a full consultation with the Attorney General and the Commissioner of the Land Office, suits were commenced in the Circuit Court to set aside the patents and the selections made, and those cases are still pending.

If the State owns these lands and is going to dispose of them, it ought to receive their value. But there are a great many questions involved in this controversy yet to be adjusted. More than 1,200,000 acres of them are claimed under patents issued by the general government largely to citizens of our own State. Many of them are held by homesteaders, and if lands can be disposed of under grants similar to the ones made by the act referred to, then all of these lands may be sold by the State, or appropriated in the same manner. And I do not believe that the Legislatures of 1883 and 1885 intended to make an appropriation that should involve owners in endless controversy over their titles. Such a policy if adopted would throw a cloud over the titles of many lands whether derived from the National or State government. These high contracting parties ought to settle all the questions involved in the controversy. For that purpose a bill has been introduced into Congress and is now pending, for the adjustment of these conflicts. If it should become a law, the State would receive \$1.25 per acre for the lands that were originally platted to the State and that were afterwards claimed by the government. And I trust that this Legislature will take measures to urge on the passage of that bill. If these lands were ours, as the Courts have decided in similar cases, then the government ought to adjust the title. For many of them it has received \$1.25 per acre in cash; others have been given to homesteaders, and other portions to

the railroads; but these were grants made by the general and not the State government. The adjustment is important because of the question of doubt hanging over the title to such large tracts of land. A bill has passed the Senate providing for this adjustment, and it has the approval of a large majority of the committee on public lands in the House. For the purpose of contributing to this adjustment, the Commissioner of the Land Office, the Attorney General and the Governor visited Washington last May, and were much encouraged by the views expressed. Under all the circumstances surrounding it we cannot over estimate the importance of the settlement of this controversy at an early day. And a faithful consideration of all the questions involved is earnestly recommended. Some of these lands have been converted into farms, mills have been built upon others, and towns located upon some of them. And while I do not desire to outline a measure that shall afford relief, still some time this must be provided for the pioneer on the northern frontier. We cannot afford to permit our citizens to be forever harrassed over the title to their possessions. As agents of the State we have felt under obligations to guard and protect the rights of the commonwealth. Something over 100,000 acres of these disputed lands are still held by different railroad companies under grants made by Congress. Believing that the State has a title to them, and to assert that title, and further, to prevent their passing from the railroad companies into the hands of purchasers, suits were commenced about a year ago, by injunction, to prevent the disposal of these lands by the railroad companies, and to hold them for the State if the Courts should decide that our claim is a valid one. These suits are still pending and being pushed with vigor.

The swamp lands, to which we hold undisputed title, are now all disposed of, and I desire to impress upon your minds the danger of making appropriations of land similar to those made in 1883 and 1885. If the Courts hold that the claim of those who secured patents under the appropriations to these disputed lands is good all the other lands held in the same manner may be involved in similar controversies.

#### DIRECT TAX.

A bill has passed both Houses of Congress and now awaits the action of the President, refunding to the States amounts paid under a law passed by Congress during the war levying a direct tax. This will give to Michigan \$426,298 if the bill becomes a law. The amount will be placed in the treasury to the credit of the general fund, and you are recommended to deduct this amount from the appropriation for general purposes. We still hold some old claims against the government for supplies furnished during the war. My immediate predecessor entered into a contract with Hon. E. W. Keightley to press these claims before the departments, for which he was to receive ten per cent upon the amount collected, and providing also the same commission upon any amount that might be refunded to the State under the provisions of the direct tax bill, then pending in Congress. It wisely provided that the Governor might at any time annul the contract. Believing that the State ought not to pay a commission upon direct appropriations made by Congress, I did in accordance with this provision, on the 8th of February, 1887, annul so much of the contract as related to the refunding of the direct tax. The balance is still in force, and by virtue of its authority \$1,493.16 has been collected and paid into the treasury.

## FISH CULTURE.

The annual report of the Fish Commissioner for 1888 has not been received, but will doubtless be submitted to you, giving full information in regard to the work performed under the directions of the commission, and of the progress made.

There can be no doubt that the effort is adding to the food product and to the wealth of the State. Two years ago I urged upon the attention of the Legislature the folly of making large appropriations for the propagation of fish without providing ample means to prevent their destruction. A law was passed providing for the appointment of a game and fish warden. I am confident that the warden and his deputies have been enabled to prevent much of the destruction that has heretofore embarrassed the efforts of the commission. The warden's report will be submitted to you, giving detailed account of the operations of his department.

## RAILROADS AND RAILROAD COMMISSIONERS.

Railroads are being constantly extended, and new ones constructed in all parts of the State. We have within our borders 5,768 miles of completed roads, and according to the reports of the Commissioner of Railroads, we find that the total cost of these roads was \$240,000,000, or an amount equal to one-fourth of the equalized value of all the taxable property within the State, not including property paying specific taxes. In 1887 the Legislature authorized the Commissioner of Railroads to appoint a mechanical engineer as an assistant, whose duty it should be to examine the condition of engines, frogs, guards, switches, bridges, etc. The appointment was made, and I believe has been a great benefit to the roads, and to the employés.

No difficulties have arisen in our State between companies and men, but with such a vast system and army of employés, we are warned by experience that there is always danger of troubles and conflicts. The Railroad Commissioner mediates between the public and the companies, and it has been suggested that he and the mechanical assistant be authorized to aid in adjusting troubles should they arise between companies and men. And I commend to your consideration the propriety of constituting these officers a Board of Arbitration in company with some one to be selected by the company, or companies, with whom conflicts may arise.

## TEMPERANCE LEGISLATION.

The policy of all civilized countries is to discourage intemperance and mitigate its evils by legislation. This is eminently true of our own State. The questions connected with it form one of the most difficult problems submitted to you for solution. In 1887 the Legislature passed a law known as a Local Option act, authorizing counties by vote of its citizens to prohibit the manufacture and sale of intoxicating liquors within its jurisdiction. They also amended what was known as the tax law, increasing the tax upon the sale of liquors and beer, and otherwise providing for its more rigid enforcement. By virtue of the Local Option law 37 counties voted upon the question, and 35 of these voted to prohibit the sale and manufacture, most of these by very large majorities. But unfortunately the law was declared to be unconstitutional by the Supreme Court, because of defect in the title. By the same high judicial tribunal some of the most valuable amendments to the tax law were nullified.

Evidences of the magnitude of the evils of intemperance are to be found in every direction. These who visit our State prisons, reformatory and charitable institutions with a desire to investigate the causes that fill these institutions with their population are painfully reminded of the evils inflicted upon society by the traffic in, and use of, strong drink. It is certainly the right and the duty of law makers to exhaust every effort in applying a remedy for these evils, and when the remedy is discovered, whatever it may be, it must be fearlessly and effectively applied. The sentiment of our State, as clearly indicated at the polls, is in favor of the adoption of such measures as will restrict the evils of intemperance to the narrowest possible limits, and in doing this we must not forget that laws relating to this subject as well as others, must be enforced by public sentiment. Indeed law itself is but such sentiment crystallized, and under the genius of our institutions, laws must be enforced by local authority—courts, prosecutors and jurors. In order to do this public sentiment must be stimulated and educated. A stream can never rise higher than its source, and this illustrates the enforcement of law. It is to be deplored that agencies once to promising and potent have been impaired, even destroyed by strife and contention, and some that were once active in propagating and building up temperance sentiments, are now using their power solely and alone to propagate and build up party. But even this does not excuse the legislator from the discharge of his duties. And, believing that the sentiment of a large portion of the State is ripe and ready for it, I commend to your consideration the passage of a local option law if one can be devised free from constitutional objections. Entertaining sincere doubts as to this point, I desire to urge upon your careful attention the question of constitutionality. Unfortunate indeed would it be to adopt measures relating to this subject that will again be overthrown by competent, judicial authority.

The evil to be confronted is a great and powerful one. It stalks abroad at noonday, and at night is doing its deadly work. Many saloons of the lower order are rendezvous for criminals. With a high hand it attempts to dictate measures and to elect its friends to official position. It is so strong that good men sometimes bow down and obey its demands. But in some way, somehow, it must be met and restraints applied. If our constitution prohibits us from securing an efficient law for localities, it does not prohibit a general prohibitory law, and if we are denied other opportunities, no doubt in the future this course will be resorted to. Some amendments to the tax law should be made increasing the tax and to render its enforcement more certain. Complaints against prosecuting attorneys for neglect in liquor cases are not infrequent. Possibly their duties may be more clearly defined.

The passage of a law prohibiting the sale of intoxicating drinks within three miles of State educational institutions has been urged upon my attention, and while I am not quite prepared to recommend the adoption of this measure, yet its consideration in connection with the whole question is submitted to you for solution.

#### CONCLUSION.

The constitution of our commonwealth which I have sworn to support, requires "the Governor to give to the Legislature information by message of the condition of the State, and recommend such measures to them as he shall deem expedient." In obedience to these requirements some of the most important subjects relating to the condition of the State, and legislation required, is herewith presented. Many subjects not here enumerated will

present themselves to you. As a rule there is greater danger of our having too much rather than too little legislation. Changes in the law should not be made except where some good result is to be attained. It requires time for our people to become familiar with the laws, and changes should be made with reluctance in such laws as affect the masses of our people. And upon no subject is it more important that you refrain from amendments to existing laws than in those relating to our common school system. Of course where improvements can be made and reforms wrought, it is wise to amend the law. But we ought to be sure that the change is improvement before making it. Leave all government in the hands of the people so far as possible, and our institutions will be safe.

The same organic law which governs and controls your actions and mine, reads: "Every bill and concurrent resolution, except of adjournment, passed by the Legislature, shall be presented to the Governor before it becomes a law; if he approves he shall sign it, but if not, he shall return it with his objections to the House in which it originated." While it shall be my earnest purpose to co-operate with the two Houses in the passage of such laws, and the adoption of such measures, as shall add to the prosperity and promote the interest and welfare of our people, yet in the discharge of duties, this provision of the constitution must be fearlessly obeyed. I trust occasion will not arise where my conscience and judgment will be at variance with your action, but if it should, duty must be, though reluctantly, discharged.

In relation to pardons, I have in the main, followed the rule adopted two years ago. Fifteen have been pardoned from the several penal institutions, and the sentences of four have been commuted. A brief history of each case, with the reasons for granting commutations and pardons, is herewith submitted.

With profound faith in your wisdom, and loyalty to all the great and varied interests of our magnificent State, and with confidence in your zeal, industry and fidelity, I cannot doubt that your labors here will redound to your own credit and to the honor of the State.

CYRUS G. LUCE.

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#### IN THE MATTER OF PARDONS AND COMMUTATIONS.

LEWIS ORTH AND WILLIAM JONES.

Prison, State House of Correction and Reformatory.—Convicted in the Circuit Court for the county of Mackinac of robbery, and sentenced, Orth for 4 years, Jones for 3½ years from February 24, 1886. Pardoned March 5, 1887.

#### REASONS.

Lewis Orth and William Jones were convicted in the Mackinac circuit for robbery; Orth was sentenced for 4 years, Jones for 3½ years. They were charged with robbing one La Rock, in the streets of St. Ignace, on the night of January 28, 1886. They were immediately arrested and thrown into jail; they had no opportunity to prepare a defense, and were convicted



upon testimony of La Rock. Upon a thorough investigation I am convinced beyond a reasonable doubt that these two men were innocent of the crime charged. La Rock was a totally worthless and unreliable man; he had used the earnings of his wife in drinking and gambling, and had on previous occasions, to satisfy his wife what had become of the money, claimed to have been robbed. Evidence not used on the trial has been presented, which satisfies me that it was a practical impossibility for these men to have been where La Rock claimed to have been robbed, at that particular time. Believing them to be innocent I consider it justice to pardon them.

LAWSON ISHAM.

Jackson Prison.—Convicted in the Circuit Court for the county of Montcalm, of manslaughter, and sentenced for a period of five years, from Sept. 24, 1884. Pardoned May 25, 1887. Recommended by Pardon Board.

REASONS.

This case is one that borders very closely upon the line between crime and accident. Isham went to mill at the village of Sheridan, in the month of June, 1884. While there he was invited by a friend who desired to ride home with him, into a saloon to get a drink of beer. A political caucus was being held in the saloon at the time, and quite a number of men were collected, amongst them one Mulholem, who seems to have been intoxicated at the time. So far as the testimony submitted to me is concerned, everything indicates that Isham was peaceable and inoffensive; that Mulholem made an assault upon him, and after being warned off by Isham, returned and repeated the assault by striking Isham with his fist on the head. Isham returned the blow with his fist. He was entirely unarmed and used no weapon, but the blow felled Mulholem to the floor and in falling he struck his neck across the railing that surrounded the bar, and this caused almost instant death. Upon conviction Isham was sentenced to confinement in the State Prison for five years, the judge doubtless thinking it not an aggravated case. The Board of Pardons have given close attention to this case, and have recommended that Mr. Isham be released from State Prison. I am clearly of the opinion that he was not the aggressor, that he did just what most men would have done to protect and defend himself, that he had no intention or expectation of seriously injuring Mulholem, and certainly not the remotest idea of taking his life. For these reasons he was pardoned from confinement in the State Prison.

WILLIAM DELINE, JR.

State Prison at Jackson.—Convicted in the Circuit Court for the county of Genesee of arson and sentenced for life, from March 4, 1887. Sentence commuted July 14, 1887, to eight years from date of sentence.

REASONS.

The sentence of Wm. Deline, Jr., was commuted to eight years for the reason that the evidence on which he was convicted was largely circumstantial, and it was a serious question whether he intended to commit the crime for which he was convicted, viz: "Setting fire to a building in the night-time, adjoining a

dwelling house, with the intention of destroying the dwelling, which dwelling house was destroyed." The evidence though circumstantial (as to his identity), seemed to be satisfactory to the judge. The judge had no discretion under the law as to the limit of imprisonment, and upon conviction was compelled, if he sentenced him at all, to make the term of imprisonment for life. Believing that the ends of justice will be fully meted out by imprisonment at hard labor for the term of eight years, and for the further reason that the law has been so amended since Deline's conviction that a judge can now sentence for a term of years, and would have done so had the present law existed at the time of his conviction, and also to avoid a new trial, which the judge would have granted had the sentence not been commuted, the commutation being urgently recommended by Judge Newton, before whom the conviction was had.

WILLIAM O. LANE.

Prison, Ionia County Jail.—Convicted in the Circuit Court for the county of Ionia of personating an officer, and sentenced for one year from February 24, 1887. Pardoned August 11, 1887.

CONDITIONS.

That he wholly abstain from the use of all intoxicating liquors as a beverage, including wine, beer and cider, in accordance with his written pledge, filed in the Executive office.

REASONS.

Lane was convicted February 24, 1887, of the crime of personation of an officer, and sentenced to confinement in the Ionia county jail for the term of one year. Previous to his conviction he had been in jail four months awaiting trial. The facts are that on the night of Oct. 22, 1886, he with two boon companions by the name of Cole and Kelley while in a state of intoxication, conceived the plan of compelling one Jewell, of the township of Easton, to pay a claim of \$7 which Cole had against him. For this purpose they visited the house of Jewell in the night time, and either Cole or Lane represented himself to be a deputy sheriff, and demanded the payment of the \$7. Jewell resisted payment and shot Cole, who died from the effect of the wound. Cole seems to have been the leader. Lane has been in jail ten months, including his four months awaiting trial, without any employment. For the reason that enforced idleness in prison has so often proved permanent injury to the prisoner, and because of this solemn pledge in writing to hereafter wholly abstain from the use of all intoxicating beverages, I deemed it advisable to pardon him.

WILLIAM WITHAM.

Jackson Prison.—Convicted in the Circuit Court for the county of Genesee of murder, first degree, and sentenced for life from February 28, 1880. Pardoned Sept. 20, 1887. Sentence was commuted by Governor Begole to expire January 1, 1888.

## REASONS.

At the time Witham was convicted he was 71 years of age; at the time of his pardon he was 78. His family is one of the most respectable in the State. The application for pardon was made because he was sick and rapidly approaching the end of life. I visited him in prison and found him very low and the final end near; was pardoned out to die and died two weeks after leaving the prison.

CHARLES H. RUSSELL.

Jackson Prison.—Convicted in the Circuit Court for the county of Saginaw of murder in second degree and sentenced for 15 years from Nov. 4, 1881. Pardoned Sept. 22, 1887.

## CONDITIONS.

That he wholly abstain from the use of all intoxicating liquors, and from entering places where such liquors are sold.

## REASONS.

At the time the alleged offense was committed Russell was but 18 years of age. About four weeks previous to this he had joined a traveling circus company. They exhibited on the day the crime was committed at Chesaning, Saginaw Co. A violent quarrel arose between some of the citizens attending a bowery dance near the grounds and the circus hands. At the commencement of this Russell was engaged in pulling the stakes to which the tents were fastened. The company had a rallying word to call the hands together in case of an attack. Russell heard the words, seized a club and made his way towards the spot where the fight was in progress. During the conflict the village marshal was killed, but the evidence submitted to me leads to the conclusion that Russell did not strike a blow, a least not the fatal one. At all events there were many mitigating circumstances brought to my attention and it is believed that he is entitled to a discharge from prison.

JOHN WHALAN.

Jackson Prison.—Convicted in the Circuit Court for the county of Marquette, of larceny of goods exceeding \$25 and willfully and maliciously destroying personal property, and sentenced for five years from July 7, 1885. Committed Nov. 7, 1887. Term to expire Dec. 31, 1887.

## CONDITIONS.

That he forever abstain from the use of intoxicating drinks and from frequenting places where liquors are sold.

## REASONS.

Whalan was twenty years of age when the offense was committed. He with others had visited one of the vilest dens of ill-fame to be found in that or any

other vicinity. The party drank until thoroughly intoxicated, and while in that condition a fracas occurred in which the keeper of the den and the visitors were involved. Furniture was broken and an overcoat and cap belonging to the proprietor were taken by some one. The den was broken up and destroyed as a result of the fracas. Young Whalan had borne a good reputation and did not belong to the criminal class. His conduct in prison has been very exemplary at all times, and there is every reason to believe that he will be an exemplary citizen.

#### JULIUS ARPONTNEY.

Jackson Prison.—Convicted in the Circuit Court for the county of Monroe, of murder and sentenced for 18 years from March 3, 1876. Pardoned, Nov. 28, 1887.

#### REASONS.

Arpontney was a married man and lived with his family near Monroe. The domestic relations between him and his wife were very unhappy, resulting in frequent quarrels. On the evening when the offense was committed, the altercation was more bitter and violent than usual. He had forbidden his wife attending a dance. When she insisted upon going, he seized her by the hair of the head and put her out of doors and closed the door in her face. She left the house at once and walked cross lots about a mile to her father's house. She had fences to climb in making this trip, was pregnant at the time. The exposure caused premature birth, from which death resulted. The case has been long and carefully considered, and under the testimony submitted it seems very doubtful whether the real offense was other than a case of violent assault and battery, resulting in the most to manslaughter, for which the maximum punishment is but 15 years. Arpontney has now served, including good time made, the limit that could be imposed for the crime of manslaughter, and after the fullest consideration the Board of Pardons recommend his pardon and this request has been complied with.

#### JOHN FORBES AND JOHN RILEY.

Jackson Prison.—Convicted in the Circuit Court of Olare, of burglary, and sentenced for 4 years from Dec. 4, 1884. Pardoned Jan. 18, 1888.

#### REASONS.

Both Forbes and Riley were convicted of being engaged in the same burglary. On the night of the 19th of November 1884, the store of Levi J. Oalkins, in Harrison, Olare county, was broken into. The morning following the burglary footprints were followed leading toward the residence of Forbes. At this time Riley, a former acquaintance, and resident of Muskegon, was stopping for a days with Forbes. Forbes was a mason by trade and Riley was assisting him temporarily as tender. The tracks were not traced to the house where Forbes was living and Riley was stopping, nor was any examination made as to whether their boots would fit the tracks or not, and the fact that they were followed towards the residence of the defendants, was really all the testimony submitted in the case, and a careful perusal of the evidence submitted

on the trial surprises me that conviction followed. A letter from the prosecuting attorney on file expresses his own astonishment at conviction upon such slight testimony. My attention was called to this case a month ago, and I have given to it careful consideration, and fully believe that if they are not innocent they were never proven guilty. Upon the unanimous recommendation of the Board of Pardons and the surrounding circumstances, I deem it my duty to discharge them from prison.

MICHAEL MCGRAW.

Jackson Prison.—Convicted in the Circuit Court for the county of Wexford of manslaughter, and sentenced for fifteen years from August 3, 1877. Com-muted March 2, 1888, so sentence will expire March 19, 1888.

REASONS.

Commutation granted on account of convict's exceptionally good conduct, faithfulness and trustworthy habits, also for the reason that he had been informed at the time of entering the prison that if he made all the time allowed by the rules, his sentence would expire on the 19th day of March, whereas the correct date was found upon refiguring to be the 22d day of May.

JOHN H. ERICKSON.

Jackson Prison.—Convicted in the Circuit Court for the county of Mar-quette, of manslaughter and sentenced for life from Nov. 22, 1873. Pardoned March 2, 1888.

CONDITIONS.

That he wholly abstain hereafter from the use of intoxicating liquor and from frequenting places where liquors are sold.

REASONS.

Erickson is now 34 years of age; is a native of Finland; landed in this country in 1872; was for a time at Au Sable, and thence made his way to the Lake Superior country; was engaged as a common laborer during the winter of 1872 and 1873, and in November of the latter year was convicted on a supposed plea of guilty of murder in the first degree, and sentenced to imprisonment for life. The facts seem to be that Erickson had formed the acquaintance of a fellow countryman named Nygard. Erickson had received in payment for labor performed a little over \$100, part in bank notes and part in scrip. At the time he was a lad of but nineteen. Nygard was much older, and upon finding that Erickson had money induced him to visit a saloon, drink and gamble, and during the time when Erickson was partially intoxicated had won from him part of the scrip and nearly all of the money, and still claimed that his unpaid earnings were sufficient to take the balance of the money that Erickson had—about \$15. A quarrel ensued, and Nygard undertook to wrest the pocketbook from Erickson, and during the struggle he was shot. Erickson was immediately placed upon trial and acknowledged the shooting. Upon a review of all circumstances and mitigating facts, and upon the recommendation

of the Board of Pardons I am fully convinced that the offense was more in the nature of manslaughter than murder in the first degree, and believe it a proper case for Executive clemency.

JOHN RETTERSTOFF.

Jackson Prison.—Convicted in the Circuit Court for the county of Ionia, of murder, and sentenced for life from May 20, 1882.

Sentence commuted to ten years with full credit of good time earned, the same as though originally sentenced for that period. Commutation dated May 14, 1888.

CONDITIONS.

That he hereafter wholly abstain from the use of intoxicating liquors and from frequenting places where liquors are sold.

REASONS.

This offense committed grew out of a quarrel between Retterstoff and Henry Goodman, the man who was killed. The preponderance of testimony goes to show that Goodman was the aggressor in the quarrel. The difficulty out of which it grew was one of long standing. At the time of the occurrence of the crime both men had been drinking. A fight ensued. Goodman had Retterstoff down, had his nose in his mouth and a firm grip on his throat. Retterstoff drew a pocket knife and stabbed Goodman in the bowels, from the effects of which he died. It is believed that the crime was manslaughter and not murder, and the sentence is commuted accordingly, upon the condition that he abstain from the use of strong drink.

GERTIE SLADE.

State House of Correction.—Convicted in Circuit Court for county of Lake of larceny and sentenced for three months from the 10th day of April, 1888. Pardoned June 1, 1888.

REASONS.

Gertie Slade and her husband were arraigned together for horse stealing. Through the influence of her husband largely, she pleaded guilty, but it is believed that she was more sinned against than sinning, and as she is to become a mother before the expiration of her term of sentence, it seems but the dictates of a common humanity that she should be pardoned.

ROBERT COSTELLO.

Jackson Prison.—Convicted in the Circuit Court for the county of Mecosta of burglary and sentenced for five years from the 30th day of March, 1886. Pardoned August 21, 1888.

REASONS.

Pardon granted at the earnest solicitation of many good and prominent citizens and because the convict was sick with consumption and rapidly approaching the end of life.

## CLAUDE M. KUHN.

State House of Correction—Convicted in the Circuit Court for the county of Livingston of larceny, and sentenced for two years from the 13th of January, 1888. Pardoned October 22, 1888.

## REASONS.

There were mitigating circumstances in this case. Kuhn was young. He was sent to prison for the larceny of \$55 in money taken from his old home now owned by his step-mother. The boy was in failing health. Friends were prepared to take care of him. In view of all the circumstances surrounding the affair, together with his declining health, it was thought best to give him his liberty.

## GEO. W. DAVIS.

Jackson Prison.—Convicted in Circuit Court for the county of Genesee of rape, and sentenced for twenty years from November 25, 1888. Pardoned November 24, 1888. Sentence was commuted December 26, 1884, to ten years.

## REASONS.

Davis was very young when the offense is said to have been committed. . He was tried within a very brief time after his arrest when there was a great deal of feeling in relation to the case and many stories told that inflamed the public mind that were afterwards proven to be erroneous. When arraigned he was induced to plead guilty with some encouragement by his counsel of a short sentence, and it is now believed, after a full investigation and review of the case and the statement of the physician who examined the girl at the time, that the offense was not as grievous as it was supposed to be by the court who sentenced him. These mitigating circumstances have caused his release at the expiration of six years from the date of his sentence.

## JACOB STUBENVOLL.

Jackson Prison.—Convicted in Circuit Court for the county of Saginaw of manslaughter, and sentenced for 10 years from the 5th day of January, 1886. Pardoned Dec. 18, 1888.

## REASONS.

This pardon is issued, first, because of the previous good character of the prisoner, and second, because it is not believed that the offense was committed intentionally. With companions Mr. Stubenvoll was passing along the streets of East Saginaw late in the evening. Near his house eight or ten boys had collected material for a bonfire. Mr. Stubenvoll with his companions remonstrated with the boys for building fires within the city limits. Words passed between the men and the boys. There seems not to have been a very serious quarrel, or anything done to arouse high passion. Stubenvoll drew a pistol and fired, it is claimed without intention of more than frightening the boys, but

one of them was hit and fatally injured. A large number of the best citizens, including the Circuit Judge, who presided at the trial, the Prosecuting Attorney, ten of the gentlemen who constituted the jury and the father of the boy who was fatally wounded have petitioned for his release.

CYRUS G. LUCE.

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Mr. Taylor offered the following resolution :

*Resolved*, That the President be requested to appoint a special committee of three to separate the various recommendations of the Governor, as made in his message, and that after such separation the various recommendations be referred to the proper committees with instructions to report thereon ;

Which resolution was adopted.

Mr. Taylor offered the following resolution:

*Resolved*, That the committee on Finance and Appropriations be and is hereby directed to ascertain and report to the Secretary of the Senate the number of miles of travel for which each member, officer and employé will be entitled to draw mileage ;

Which resolution was adopted.

On motion of Mr. Chapman,

The Senate adjourned.

The President announced that the Senate would stand adjourned until 2 o'clock P. M. to-morrow.

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*Lansing, January 9, 1889.*

The Senate met and was called to order by the President at 2 o'clock P.M. Roll called ; a quorum present.

The President announced that he had made the following changes in appointments of Senators upon the standing committees, with the consent of the Senators interested :

*Agricultural College*.—Mr. Berry, in place of Mr. Taylor.

*Agricultural Interests*.—Mr. Taylor, in place of Mr. Berry.

*Finance and Appropriations*.—Mr. Taylor, in place of Mr. Blackwell.

*State Public School*.—Mr. Blackwell in place of Mr. Berry.

*State Library*.—Mr. Berry in place of Mr. Taylor.

The foregoing changes having been made to remove the objection under the rules to Mr. Blackwell's holding a place upon the committee on Finance and Appropriations and a committee on a State institution.

The President also announced the appointment of the following select committee to separate the recommendations of the Governor in his message for reference to proper committees: Messrs. Taylor, Babcock, Rentz.

#### MESSAGES FROM THE HOUSE.

The President announced the following :



HOUSE OF REPRESENTATIVES, }  
*Lansing, Jan. 9, 1889.* }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following concurrent resolution:

*Resolved* (the Senate concurring), That a joint committee, composed of three members from the Senate and three from the House be appointed, whose duty it shall be to examine proposed legislation with a view to determining its constitutionality, in conformity with the recommendation of the Governor in his recent message;

Which has passed the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

D. L. CROSSMAN,  
*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,  
 The Senate concurred.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, January 9, 1889.* }

*To the President of the Senate:*

SIR,—I am instructed by the House to return to the Senate the following

#### CONCURRENT RESOLUTION.

*Resolved*, By the Senate (the House concurring), That the State Printer be instructed to forward one copy of the Daily Journal to each daily and weekly newspaper published within the State, and to each State officer, or member of State commission, supreme, circuit and probate judge, county clerk, county treasurer, and register of deeds, prosecuting attorney and circuit court commissioner, and to each public library, and that the amount of postage stamps furnished by the postmaster at Lansing for the payment of postage on such copies of said Journal be paid by the State Treasurer on the warrant of the Auditor General, on the presentation of bills duly certified by the postmaster at Lansing, and by the State Printer, showing that such stamps have been *purchased and used only* for the payment of postage on *said copies* of said Journal hereby ordered to be distributed;

And now to inform the Senate that the House has amended the same by inserting after the words, "and to each public library," the words, "and each educational, charitable, penal, pauper and reformatory institution of the State."

In the passage of which as thus amended, the House has concurred.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The question being on concurring in the amendment made by the House,  
 The Senate concurred.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, Jan. 9, 1889.* }

*To the President of the Senate:*

SIR,—I am instructed by the House to return to the Senate the following concurrent resolution:

*Resolved* (the House concurring), That Stephen D. Bingham be appointed as Postmaster of the two houses,

And now to inform the Senate that the House has adopted the following substitute therefore:

*Resolved* (the House concurring), That Stephen D. Bingham be appointed Postmaster, Mrs. M. E. Randall be appointed Postmistress, and Bert Kennedy messenger for the Postoffice department of the Legislature.

In the passage of which as thus substituted the House has concurred.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The question being on concurring in the substitute,

Mr. Taylor moved to amend by inserting before the word "Postmistress" the word "Assistant;"

Which motion prevailed.

The question then being on a concurring in the adoption of the substitute as amended,

The Senate concurred.

#### NOTICES.

Mr. Holbrook gave notice that on some future day he would ask leave to introduce

A bill to provide for the erection of an Executive Mansion, and for heating and furnishing the same;

Also,

A bill declaring certain contracts, agreements, understandings, or combinations, unlawful and to provide punishments for those who shall enter into the same.

Mr. Colgrove gave notice that on some future day he would ask leave to introduce

A bill to provide punishment for the fraudulent removal or embezzlement of personal property under chattel mortgage.

Mr. Fox gave notice that on some future day he would ask leave to introduce

A bill to provide for the manner of conducting general elections.

Mr. Wisner gave notice that on some future day he would ask leave to introduce

A bill to detach the First Ward and what is known as the Village of Florence from Saginaw City, and annex the same to the City of East Saginaw;

Also,

A bill to annex the township of Carrollton, in the county of Saginaw, to the City of East Saginaw.

Also,

A bill to divide the county of Saginaw and organize the county of Hoyt.

Also,

A bill to detach the Township of Ingersoll from Midland County and annex the same to the County of Saginaw;

Also,

A bill to provide for selecting and drawing Jurors for the Circuit Court of the County of Saginaw;

Also,

A bill to legalize certain Bridge Bonds issued by the County of Bay;

Also,

A bill to repeal Act No. 118 of the Public Acts of 1887, Entitled, An Act to provide for the better protection of lives of passengers and employees on railroad trains;

Also,

A bill to amend Act No. 262, of the Public Acts of 1887, in relation to the rejecting of mortgages for taxation.

Also,

A bill providing for a specific tax on telephone companies, and to repeal all Acts and parts of Acts inconsistent therewith.

Also,

A bill authorizing the Board of Trustees of any village and the Common Council of any city, in this State, to fix and establish the rent for telephone apparatus and instruments.

Also,

A bill to provide a specific tax upon the receipts of telegraph companies doing business in the State of Michigan, and to repeal all acts and parts of acts inconsistent therewith.

Mr. Wesselius gave notice that on some future day he would ask leave to introduce

A bill relative to justice courts in the city of Grand Rapids;

Also,

A bill to preserve the purity of elections and to guard against abuses of the elective franchise, and to repeal all acts or parts of acts inconsistent therewith.

Mr. Blackwell gave notice that on some future day he would ask leave to introduce

A bill to incorporate the city of Gladstone;

Also,

A bill to incorporate the public schools of the township of Rock River, Allegan county;

Also,

A bill to lay out, establish and provide for the construction of The Bay De Noc and Lake Superior State Road.

Mr. Harshaw gave notice that on some future day he would ask leave to introduce

A bill to change the name of Edward Thomas Clutterbuck of the township of Sanborn, County of Alpena, State of Michigan, to Edward Thomas Sanborn.

Mr. Dunstan moved to take from the table the following resolution:

*Resolved*, That for the present session the standing committee of the Senate on "Mining School and Mining Interests" be composed of five Senators; Which motion prevailed.

The resolution was then adopted, two-thirds of all the Senators present voting therefor.

Mr. Palmer offered the following resolution:

*Resolved by the Senate*, That the President of the Senate be and hereby is respectfully-requested to appoint Amanda Scott to the position of keeper of ladies' closet in the Senate;

Which resolution was adopted..

Mr. Wesselius offered the following resolution:

*Resolved*, That the committee appointed to act upon the protest of Freeman B. Dickerson against the right of Hon. Theodore Rentz to hold a seat in the Senate as Senator from the Second Senatorial District be, and they are hereby, instructed to proceed as soon as possible to investigate the allegations and charges contained in said protest, and to notify said Dickerson and Rentz when and where said investigation will be held; and that said committee be, and they are hereby, authorized to take testimony, to send for persons and papers, and to employ all the necessary clerical assistance, and that they report to the Senate as soon as practicable the result of their investigation, with such recommendation as they may think proper to make thereupon.

Mr. Gorman moved that the resolution lie on the table;

Which motion did not prevail.

The question being on the adoption of the resolution,

The resolution was adopted.

#### INTRODUCTION OF BILLS.

Mr. Palmer, previous notice not having been given, by unanimous consent, introduced

Senate Bill No. 1, entitled

A bill to amend sections 115 and 116 of the compiled laws of 1871, being sections 84 and 85 of Chapter 6, relative to electors of President and Vice-President of the United States, as amended by act No. 187, of the Session Laws of 1877, approved May 22, 1877, being sections 241 and 242 of Howell's Annotated Statutes.

The bill was read a first and second time by its title, and referred to the committee on the Judiciary.

Mr. Colgrove, previous notice not having been given, by unanimous consent introduced

Senate Bill No. 2, entitled

A bill to provide punishment for the fraudulent removal or embezzlement of personal property under chattel mortgage.

The bill was read a first and second time by its title, and referred to the committee on Judiciary.

On motion of Mr. Babcock,

The Senate adjourned.

*Lansing, January 10, 1889.*

The Senate met and was called to order by the President at 2 o'clock P. M.

Religious exercises by the Rev. Mr. Beale.

Roll called: a quorum present.

Absent without leave: Mr. McCormick.

On motion of Mr. Chapman,

Mr. McCormick was granted leave of absence for the day.

The President announced the following :

LIEUTENANT GOVERNOR'S OFFICE, }  
*Lansing, January 9, 1889. }*

*To the Senate:*

Pursuant to a resolution of the Senate of January 9, to increase the number of the committee on mining school and mining interests, upon such committee I do hereby appoint Messrs. Giddings and Wisner.

Respectfully,

JAMES H. MACDONALD,

*President of the Senate.*

#### PRESENTATION OF PETITIONS.

No. 1. By Mr. Wisner: Memorial of the Flint and Pere Marquette R. R. Co., Saginaw, Tuscola and Huron R. R. Co., and others, relative to heating of passenger cars.

On motion of Mr. Wisner,

The memorial was ordered spread at length in the Journal.

The memorial is as follows:

*To the Honorable Senate and House of Representatives of the State of Michigan:*

The memorial of the undersigned respectfully represents that they desire in all things to comply with the law, and deprecate any law which cannot be complied with. The Act No. 118, of the public acts of 1887, entitled "An act to provide for the better protection of lives of passengers and employés on railroad trains," which provides that on and after November 1, 1888, every railroad company shall make effective provision against burning of cars, by some method specified in the act, or some other, is entirely impracticable and unnecessary. There is but one method by which the law can be complied with, and that is to absolutely abolish all stoves and other appliances for heating railroad passenger cars. It is unnecessary, because since railroads have been operated in Michigan, not one single accident has ever occurred within the State, so far as we can learn, which has been aggravated in its consequences by the use of stoves in the cars. It is impracticable, because there is no method known by which long trains of passenger cars, on heavy grades and frosty tracks, can be run and make time, if steam heat be used.

Steam-heating is more dangerous than the stoves, because in case of breaking of pipes, the probability is that more would receive injury from the scalding

steam than would receive injury from the fire in the stoves. It is unsafe, because in case of a train becoming fast in a snow-drift, as has often occurred, the fuel would be exhausted and the passengers liable to freeze. It is useless, as a preventive, for, in cases of collision, passenger cars usually pile more or less upon the engine, and until a locomotive engine can be run without fire, it will not be possible in all cases to prevent the burning of cars in cases of wreck. It cannot be used on mixed trains, for the law requires coaches to be at the rear.

No one who has seen a wrecked train with the rails and axles twisted out of shape by the force, will place any hopes of safety in any closet or room of boiler-iron.

The Commissioner of Railroads has been examining this subject carefully for the last two years, and is unable at this date to mention any system of heating which he will approve, and which will comply with the law, and yet be effective to keep the passengers comfortable and enable the train to make time, if applied to the whole State.

Your memorialists therefore ask that said Act No. 118 of 1887 be repealed, and if, in the opinion of the Legislature, it be wise to undertake to protect against a danger which has never injured anybody within the State of Michigan, after more than forty years' experience in railroading, your memorialists request that this provision should be made by a reference to the Commissioner of Railroads, or some committee of the Legislature, who should first satisfy themselves that the measure proposed is practicable and can accomplish the purpose in view, before it be enacted into a law.

We desire, also, to suggest in this connection the difficulties which arise in complying with a local regulation of this character in the handling of cars that pass in trains from State to State, and which cannot be made to conform to the laws of Michigan without requiring the railroad companies to exclude from their tracks the Pullman and Wagner coaches, and cars owned by companies in other States, used in through transportation.

FLINT & PEEB MARQUETTE R. R. Co.,

By W. L. Webber, Solicitor.

SAGINAW, TUSCOLA & HURON R. R. Co.,

By W. L. Webber, President.

TOLEDO, ANN ARBOR & NORTH MICHIGAN R'Y Co.,

By H. W. Ashley, General Manager.

THE CHICAGO & GRAND TRUNK R'Y Co.,

By W. J. Spicer, General Manager.

THE DETROIT, GRAND HAVEN & MILWAUKEE R'Y Co.,

By W. J. Spicer, General Manager.

THE TOLEDO, SAGINAW & MUSKEGON R'Y Co.,

By W. J. Spicer, Vice Prest., Gen. Man.

THE CHICAGO, DETROIT & CANADA GRAND TRUNK JUNC. R'Y.

By W. J. Spicer, General Manager.

THE GRAND TRUNK, MICHIGAN AIR LINE R'Y.,

By W. J. Spicer, General Manager.

THE D., L. & N. R. R. Co.,

By J. B. Mulliken, General Manager.

THE CHICAGO & WEST MICHIGAN R'Y Co.,

By J. B. Mulliken, Vice President.

THE SAGINAW VALLEY & ST. L. R. R. Co.,

By J. B. Mulliken, President.

THE MICHIGAN CENTRAL R. R. Co.,  
By H. B. Ledyard, President.

THE MICHIGAN AIR LINE R. R. Co.,  
By H. B. Ledyard, President.

THE JACKSON, LANSING & SAGINAW R. R. Co.,  
By H. B. Ledyard, General Manager.

THE GRAND RIVER VALLEY R. R. Co.,  
By H. B. Ledyard, General Manager.

THE DETROIT & BAY CITY R. R. Co.,  
By H. B. Ledyard, General Manager.

THE KALAMAZOO & SOUTH HAVEN, R. R. Co.,  
H. B. Ledyard, General Manager.

THE SAGINAW BAY & NORTHWESTERN RY Co.,  
By H. B. Ledyard, General Manager.

THE TOLEDO, CANADA SOUTHERN & DETROIT R. R. Co.,  
By H. B. Ledyard, General Manager.

THE GRAND RAPIDS & INDIANA R. R. Co.,  
By W. D. Hughart, President.

THE MUSKEGON, GRAND RAPIDS & INDIANA,  
By W. D. Hughart, President.

THE TRAVERSE CITY RAILROAD,  
By W. D. Hughart, General Manager.

THE DETROIT, BAY CITY & ALPENA R. R.,  
By R. A. Alger, President.

THE DULUTH, SOUTH SHORE & ATLANTIC R. R.,  
By James McMillan, President.

Referred to the committee on railroads.

No. 2. By Mr. Leavitt:

Resolutions of the Board of Supervisors of Presque Isle county, favoring the repeal of Act No. 262, laws of 1887, relative to the taxation of mortgages.

On motion of Mr. Leavitt,

The memorial was ordered spread at length on the Journal.

The memorial is as follows:

Moved by Sup. Young, seconded by Sup. Dramburg.

*Resolved*, That our Representative and Senator in the State Legislature be requested to use all legitimate means to procure the repeal of Act No. 262, of the Public Acts of 1887, being an act entitled: "An act to provide for reporting all mortgages by the several registers of deeds of this State to the supervisors and assessing offices of their respective counties, and to the register of deeds of other counties wherein the mortgagee resides, for assessment purposes, and providing blank books; also prescribing the duties of registers of deeds relative to the recording of mortgages." Believing that such act was passed with the laudable intention of placing an equitable share of the burden of taxation upon the money lender and thereby relieving the borrower, but that its practical working defeats the intention of its enactment, and operates as an additional hardship upon the borrower by increasing his rate of interest so that he pays in added interest more than he escapes; by the diminution of his taxes.

And believing said act to be also against public policy, inasmuch as it discriminates against the capitalists of this State and forces them to seek investment abroad, while at the same time it forces the borrower to go out-

side the State to effect his loans, thereby necessarily causing the employment of a class of middle-men or agents, the expense of which is invariably a burden added to the borrower, we urge its repeal as a cumbrous and expensive system whose working is injurious to all concerned and especially disastrous to the very class whom it was designed to aid.

*Be it further resolved*, That a copy of this resolution be forwarded to both our Representative and State Senator, with the request that the same be spread upon the Journal of their respective houses.

Carried unanimously.

STATE OF MICHIGAN, } ss.  
COUNTY OF PRESQUE ISLE. }

I, Joseph Smith, clerk of the county of Presque Isle, and clerk of the Board of Supervisors, do hereby certify that the above and foregoing is a true and compared copy of an original resolution passed by the Board of Supervisors December 27, 1888, and now on record in the office of the county clerk and the whole of such original record.

In testimony whereof I have hereunto set my hand and affixed the seal of the circuit court at the village of Rogers, this 4th day of January, A. D. 1889.

JOSEPH SMITH,  
*County Clerk.*

Referred to the committee on the judiciary.

#### REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 1, entitled

A bill to amend secs. 115 and 116 of the compiled laws of 1871, being secs. 84 and 85 of chapter 6, relative to electors of President and Vice President of the United States, as amended by act No. 187 of the session laws of 1877, approved May 22, 1877, being secs. 241 and 242 of Howell's Annotated Statutes;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

LEWIS G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Den Herder,	Mr. Grosfield,	Mr. Palmer,
Ball,	Dunstan,	Gurney,	Ranney,
Barringer,	Fox,	Harshaw,	Rentz,
Berry,	Galbraith,	Holbrook,	Taylor,



Mr. Blackwell,	Mr. Giddings,	Mr. Leavitt,	Mr. Toan,	
Chapman,	Gorman,	Milnes,	Wesselius,	
Colgrove,	Griffey,	Nagel,	Wisner,	28

NAYS.

0

Title agreed to.

On motion of Mr. Palmer,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

## REPORTS OF SELECT COMMITTEES.

The select committee appointed by the Senate with instructions to report the number of regular and special committees of this Senate requiring clerks, Respectfully report that they have had the same under consideration, and have directed me to report the same to the Senate, recommending that the following named committees be authorized to appoint clerks :

1. Finance and Appropriation.
2. Judiciary.
3. Cities and Villages.
4. State Affairs; Supplies and Expenses.
5. Railroads; Fisheries.
6. Counties and Townships; Liquor Traffic; Roads and Bridges.
7. Education and Public Schools; Insurance; Labor Interests.

In which recommendation the committee request the concurrence of the Senate, and ask to be discharged from the further consideration of the subject.

JAMES S. GORMAN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Gorman,

The report was adopted.

The committee appointed to separate the various recommendations of the Governor as made in his message and recommend the reference of the same to the proper committees, respectfully report that they have had the same under consideration and recommend that the following division and reference of said message be made, viz:

That so much of his message as refers to the ballot be referred to the judiciary committee;

That so much as refers to the constitutionality of proposed legislation be referred to the judiciary committee;

That so much as refers to the indeterminate sentences and to the parol system be referred to the committees on the State Prison and Reformatory at Ionia jointly;

That so much as refers to the State Prison at Jackson be referred to the committee on State Prison;

That so much as refers to the State House of Correction and Reformatory at Ionia, be referred to committee on Reformatory at Ionia;

That so much as refers to the State House of Correction and branch of State Prison at Marquette, be referred to the committee on House of Correction at Marquette;

That so much as refers to the Reform School be referred to the committee on Reform School;

That so much as refers to the Industrial Home for Girls be referred to the committee on the Industrial Home for Girls;

That so much as refers to the State School at Coldwater be referred to the committee on State Public School;

That so much as refers to the School for the Deaf be referred to the committee on the Institution for the Deaf and Dumb;

That so much as refers to the Michigan School for the Blind be referred to the committee on the School for the Blind;

That so much as refers to the Michigan Asylum for the Insane be referred to the committee on Asylums for the Insane;

That so much as refers to the Eastern Michigan Asylum, at Pontiac, be referred to the committee on Asylums for the Insane;

That so much as refers to the Northern Michigan Asylum, at Traverse City, be referred to the committee on Asylums for the Insane;

That so much as refers to the Asylum for Criminal and homicidal patients be referred to the committee on the Asylum for the Criminal Insane;

That so much as refers to the University be referred to the committee on finance and appropriations and to the committee on the University jointly.

That so much as refers to the Normal School be referred to the committee on the Normal School;

That so much as refers to the Agricultural College be referred to the committee on the Agricultural College;

That so much as refers to the Mining School at Houghton be referred to the committee on Mining School and mining interests;

That so much as refers to the Soldiers' Home be referred to the committee on the Soldiers' Home;

That so much as refers to the Gettysburg monuments be referred to the committee on State affairs;

That so much as refers to the payment of members of State boards be referred to the judiciary committee;

That so much as refers to a change in the appropriation year be referred to the committee on finance and appropriations;

That so much as refers to the live stock commission be referred to the committee on agricultural interests;

That so much as refers to the signal service be referred to the committee on agricultural interests:

That so much as refers to the State militia be referred to the committee on military affairs;

That so much as refers to taxation be referred to the committee on finance and appropriations;

That so much as refers to swamp lands be referred to the committee on State affairs;

That so much as refers to the direct tax be referred to the committee on finance and appropriations, and to the committee on State affairs, jointly.

That so much as refers to fish culture be referred to the committee on fisheries;

That so much as refers to railroads and railroad commissioners be referred to the committee on railroads;

And that so much as refers to temperance legislation be referred to the committee on the liquor traffic.

ROBERT L. TAYLOR,  
W. IRVING BABCOCK,  
THEODORE RENTZ,  
*Committee.*

Report accepted and committee discharged.

The question being on the adoption of the report,

Mr. Fox moved to amend the report so as to refer so much of the Governor's message as refers to indeterminate sentences and the parol system to the committees on State Prison and Reformatory at Ionia jointly, instead of to the judiciary committee;

Which motion prevailed.

Pending the adoption of the report,

On motion of Mr. Fox,

The report was laid on the table.

Mr. Fox moved that a respectful message be sent to the House requesting the return to the Senate of the following concurrent resolution:

*Resolved* (the Senate concurring), That a joint committee, composed of three members from the Senate and three from the House be appointed, whose duty it shall be to examine proposed legislation with a view to determining its constitutionality, in conformity with the recommendation of the Governor in his recent message;

Which motion prevailed.

#### MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, January 9, 1889.* }

*To the President of the Senate:*

SIR,—I am instructed by the House to re-return to the Senate the following concurrent resolution:

*Resolved* (the House concurring), That Stephen D. Bingham be appointed as Postmaster of the two houses;

For which the House adopted the following substitute, as shown by former message:

*Resolved* (the House concurring), That Stephen D. Bingham be appointed Postmaster, Mrs. M. E. Randall be appointed Postmistress, and Bert Kennedy, Messenger for the post-office department of the Legislature;

Which said substitute the Senate amended, as shown by message of this date, by inserting before the word "Postmistress" the word "Assistant,"

And now to inform the Senate that in said last named amendment the House concurs.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The message was laid on the table.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, Jan. 9, 1889.*

*To the President of the Senate :*

SIR,—I am instructed by the House to transmit the following concurrent resolution:

*Resolved* (the Senate concurring), That the State printer be instructed to forward 10 copies of the Journal to each representative district and 20 copies to each Senatorial district to names and postoffice addresses furnished by the Representatives and Senators of their several districts and that the amount postage stamps furnished by the postmaster at Lansing be paid by the State Treasurer on the warrant of the Auditor General on the presentation of bills duly certified by the postmaster at Lansing, and by the State printer, showing that such stamps have been purchased and used only for the payment of postage on said copies of said Journal hereby ordered to be distributed;

Which has passed the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

Pending concurrence in the adoption of the concurrent resolution,  
 The President announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, January 10, 1889.*

*To the President of the Senate:*

SIR,—I am instructed by the House relative to the following concurrent resolution:

*Resolved* (the Senate concurring), That the State printer be instructed to forward 10 copies of the Journal to each Representative district and 20 copies to each Senatorial district to names and postoffice addresses furnished by the Representatives and Senators of their several districts, and that the amount of postage stamps furnished by the postmaster at Lansing be paid by the State Treasurer on the warrant of the Auditor General, on the presentation of bills duly certified by the postmaster at Lansing and by the State printer, showing that such stamps have been purchased and used only for the payment of postage on said copies of said Journal hereby ordered to be distributed;

Which resolution was transmitted by a former message.

Now to inform the Senate that the House respectfully request the return of same.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

By unanimous consent the concurrent resolution was returned.

#### NOTICES.

Mr. Dunstan gave notice that on some future day he would ask leave to introduce

A bill to attach township No. 48 north, of ranges No. 42 and 43 west in Ontonagon county, Michigan, to the township of Ontonagon, in said county;

Also,

A bill to amend section 19, of chapter 21, Howell's Annotated Statutes of Michigan, being compiler's section No. 814, relative to fence viewers.

Mr. Gurney, for Mr. McCormick, gave notice that on some future day he would ask leave to introduce

A bill to repeal Act No. 262, of the Public Acts of 1887, entitled, An Act to provide for reporting all mortgages by the several registers of deeds of this State to the supervisors and assessing officers of their respective counties and to the registers of deeds of other counties wherein the mortgagees reside, for assessment purposes and providing blank form books therefor, also prescribing the duties of registers of deeds relative to the recording of mortgages.

Mr. Colgrove gave notice that on some future day he would ask leave to introduce

A bill relative to the fraudulent removal, concealment or embezzlement of personal property leased or under contract of purchase.

Also,

A bill to provide additional record evidence of the trust capacity of executors, administrators and guardians in certain cases.

Mr. Fox gave notice that on some future day he would ask leave to introduce

A bill to determine the time and manner of the registration of electors.

Mr. Rentz gave notice that on some future day he would ask leave to introduce

A bill to amend section 11 of chapter 239 of the Compiled Laws of 1871 as amended by Act No. 173, approved April 29, 1873, relative to the fees of sheriffs.

Mr. Berry gave notice that on some future day he would ask leave to introduce

A bill to repeal act No. 262 of the public acts of 1887, relative to the taxation of mortgages.

Mr. Giddings gave notice that on some future day he would ask leave to introduce

A bill relative to actions for libel.

Mr. Ball gave notice that on some future day he would ask leave to introduce

A joint resolution directing the Board of State Auditors to settle claims of Messrs. Farrand & Shank, of the city of Lansing, county of Ingham, and Messrs. Burroughs & Company, of the city of Flint, in Genesee county, against the State of Michigan for damages sustained by reason of the passage of the act number one hundred and eighty-six of the public acts of eighteen hundred and eighty-five, entitled, "An act to prevent deception in the manufacture and sale of dairy products and to preserve the public health."

Also,

A bill to release to the United States all the right, title and interest of the State of Michigan to certain lands granted to the State by act of Congress approved June third, eighteen hundred and fifty-six.

## MOTIONS AND RESOLUTIONS.

Mr. Taylor offered the following resolution :

*Resolved*, That each member, officer and employé of the Senate having claims for mileage is hereby respectfully requested to make out and present to the committee on finance and appropriations, at as early a moment as practicable, a written and subscribed statement of the amount of mileage to which he is entitled, as estimated by the usually traveled route;

Which resolution was adopted.

Mr. Holbrook offered the following resolution :

*Resolved* (the House concurring), That the Governor be and hereby is authorized to appoint a messenger for duty in the Executive Office during the present session of the Legislature;

Which resolution was adopted.

Mr. Dunstan offered the following resolution :

*Resolved*, That the election of a United States Senator for the full term of six (6) years from the fourth day of March next, to succeed the Hon. Thomas W. Palmer, whose term of office will then expire, be, and is hereby, made the special order for Tuesday, the fifteenth day of January, instant, at 2:30 o'clock in the afternoon;

Which resolution was adopted, two-thirds of the Senators present voting therefor.

Mr. Harshaw offered the following resolution :

*Resolved*, That the President of the Senate assign to reporters for the daily press seats and desks, and that the Secretary of the Senate caused to be furnished to the reporters, copies of all reports, bills, journals, and other printed matter, the same as are kept on the files for the use of the Senators ;

Which resolution was adopted.

Mr. Giddings offered the following resolution :

*Resolved*, That until otherwise ordered, Senate Rule 54, relative to admission of visitors within the bar of the Senate, be, and the same is hereby suspended,

Pending the adoption of the resolution,

Mr. Taylor moved that the resolution lie on the table.

Mr. Giddings demanded the yeas and nays.

The motion then did not prevail by yeas and nays as follows :

## YEAS.

Mr. Babcock,	Mr. Den Herder,	Mr. Milnes,	Mr. Taylor,
Barringer,	Galbraith,	Palmer,	Toan,
Colgrove,	Holbrook,	Ranney,	Wesselius, 12

## NAYS.

Mr. Berry,	Mr. Giddings,	Mr. Gurney,	Mr. Wisner,
Blackwell,	Gorman,	Harshaw,	President
Chapman,	Green,	Leavitt,	<i>pro tem</i> ,
Dunstan,	Griffey,	Nagel,	
Fox,	Grosfield,	Rentz,	17

The question then being on the adoption of the resolution,

The same was not adopted, two-thirds of the Senators present not having voted therefor.

Mr. Giddings offered the following resolution :

*Resolved*, That for the present session the standing committee of the Senate on House of Correction at Marquette, be composed of five members ;

Which resolution was adopted, two-thirds of all the Senators present voting therefor.

#### INTRODUCTION OF BILLS.

Mr. Colgrove, previous notice not having been given, by unanimous consent introduced

Senate bill No. 3, entitled

A bill to provide additional record evidence of the trust capacity of executors, administrators and guardians in certain cases.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Harshaw, previous notice having been given and leave having been granted, introduced

Senate bill No. 4, entitled,

A bill to change the name of Edward Thomas Clutterbuck of the township of Sanborn, county of Alpena, State of Michigan, to Edward Thomas Sanborn.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Wisner, previous notice having been given and leave being granted, introduced

Senate bill No. 5, entitled,

A bill to repeal Act No. 118 of the Public Acts of 1887, entitled, An act to provide for the better protection of lives of passengers and employes on railroad trains.

The bill was read a first and second time by its title and referred to the committee on railroads.

Mr. Wisner, previous notice having been given and leave being granted, introduced

Senate bill No. 6, entitled

A bill to provide for selecting jurors in Saginaw county.

The bill was read a first and second time by its title and referred to the committee on the judiciary.

Mr. Wisner, previous notice having been given and leave being granted, introduced

Senate bill No. 7, entitled

A bill to legalize certain bridge bonds issued by the county of Bay.

The bill was read a first and second time by its title and referred to the committee on roads and bridges.

Mr. Gorman, previous notice not having been given, by unanimous consent, introduced

Senate bill No. 8, entitled

A bill to repeal Act 112 of the session laws of 1885, entitled "An act to secure the minority of stockholders in corporations organized under general laws the power of electing representative membership in boards of directors."

The bill was read a first and second time by its title and referred to the committee on the judiciary.

On motion of Mr. Wesselius,  
The Senate adjourned.

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*Lansing, January 11, 1889.*

The Senate met and was called to order by the President at 2 o'clock P. M.

Roll called : a quorum present.

Absent without leave, Messrs. Grosfield and Wesselius.

On motion of Mr. Rentz,

Mr. Grosfield was granted leave of absence for the day.

On motion of Mr. Giddings,

Mr. Wesselius was granted leave of absence for the day.

The President *pro tem.* announced the following :

LIEUTENANT GOVERNOR'S OFFICE, {  
*Lansing, January 11, 1889.* }

*To the Senate :*

Pursuant to a resolution of the Senate of January 10, to increase the "House of Correction at Marquette" committee, I do hereby appoint on such committee, Messrs. Colgrove and Galbraith.

Very respectfully,

JAMES H. MACDONALD,  
*President of the Senate.*

By unanimous consent,

Mr. Holbrook offered the following resolution :

*Resolved*, That it is the sense of this Senate that a sufficient number of committee clerks have been appointed for this body and that the appointment of any supernumerary clerks is ill advised and without necessity;

Which resolution was adopted.

#### PRESENTATION OF PETITIONS.

No. 3. By Mr. Blackwell:

Resolution of Board of Supervisors of Chippewa county in reference to amendment of the general tax law.

On motion of Mr. Blackwell,

The resolution was spread at large on the Journal, as follows:

*Resolved*, That it is the sense of this board that it would be for the best interest of the people of this State, if the general tax law was so amended that lands omitted any one year which are liable for taxation may be re-assessed the following year; and that our Representative in the Legislature be requested to use his best endeavors to accomplish the same.



I hereby certify that this is a correct copy of said resolution, and that James G. Scribner of Superior township was committee thereon.

WILLIAM WEBSTER,

*Clerk.*

Referred to the committee on the judiciary.

No. 4. By Mr. Blackwell:

Resolution of Supervisors of Chippewa county in reference to amendment of the game law as applied to the Upper Peninsula.

On motion of Mr. Blackwell

The resolution was spread at large on the Journal, as follows:

WHEREAS, We, the Board of Supervisors of Chippewa County, State of Michigan, believe that the present game law is unjust and oppressive to the settlers of the Upper Peninsula of Michigan; therefore be it

*Resolved*, That we recommend the following changes be made in said law:

1st. That it be so changed as to allow actual settlers to kill deer or catch trout for their own use only during the months of September, October, November, December and January.

2nd. That the deer season for general hunting and selling be only during the last week of the months of September, October, November and December.

And that a copy of these resolutions be forwarded to our Representatives in the Legislature and Senator, and that they be requested to have the said changes made in the game and fish law, if possible.

Dated January 4, 1889.

RICHARD F. ENDRESS.

JOHN DANOCH.

JAMES G. SCRIBNER.

I hereby certify that this is a correct copy of said resolution, and that James G. Scribner, of Superior, was committee appointed thereon.

[L. S.]

WILLIAM WEBSTER, *Clerk.*

Referred to the committee on State affairs.

No. 5. By Mr. Blackwell: Resolution of Board of Supervisors of Chippewa county in reference to amendment of liquor tax law as applied to the Upper Peninsula.

On motion of Mr. Blackwell,

The resolution was read at length, and spread at large on the Journal, as follows:

*Resolved*, That it is the sense of this Board that it would be for the best interest for the people of the Upper Peninsula if the present license law were so amended that one-half of said license go to the locality where collected and the other half go to the county contingent fund.

I hereby certify that this is a correct copy of said resolution and that Jas. G. Scribner, of Superior township, was committee appointed thereon.

WILLIAM WEBSTER,

*Clerk.*

Referred to the committee on Liquor Traffic.

No. 6. By Mr. Blackwell: Resolution of Board of Supervisors of Chippewa county in reference to tax rolls.

On motion of Mr. Blackwell,

The resolution was read at length and spread at large on the Journal, as follows:

On motion,

*Resolved*, That the Legislature be asked to add a clause to the tax law to the effect, that if the tax rolls of any township be broken that any persons who have previously paid taxes on any land or property designated on said rolls shall have their money refunded.

I hereby certify that this is a correct copy of said resolution, and that James G. Scribner was the committee appointed thereon.

WM. WEBSTER,  
*Clerk.*

Referred to the committee on the judiciary.

#### REPORTS OF STANDING COMMITTEES.

By the committees on education and public schools, insurance and labor interests:

The joint committees on education and schools, insurance and labor interests would most respectfully report that they have selected Joseph E. Grelselt as clerk for said committees.

A. O. BLACKWELL,  
*Chairman Committee on Education and Public Schools.*

Report accepted.

By the committee on the judiciary :

The members of the Senate judiciary committee would respectfully report to your honorable body, that they have elected Mark M. Powers, of the city of Grand Rapids, Michigan, clerk of their committee.

Dated January 10, 1889.

L. G. PALMER,  
*Chairman.*

Report accepted.

The committee on finance and appropriations, to whom was referred the subject of mileage for the members, officers and employes of the Senate, respectfully report that they have had the same under consideration, and have directed me to report to the Senate the following schedule, recommending that mileage be allowed as specified therein:

Li. Gov. Macdonald.....	1,098
Mr. Babcock.....	310
Ball.....	100
Barringer.....	264
Berry.....	458
Blackwell.....	1,176
Chapman.....	148
Colgrove.....	176
Den Herder.....	176
Dunstan.....	1,448
Fox.....	194
Galbraith.....	162
Giddings.....	300
Gilmore.....	228
Gorman.....	130
Green.....	186
Griffey.....	1,224

Mr. Grosfield .....	174
Gurney .....	346
Harshaw .....	450
Holbrook .....	2
Leavitt .....	416
McCormick .....	200
Milnes .....	162
Nagel .....	174
Palmer .....	246
Ranney .....	210
Rentz .....	174
Taylor .....	142
Toan .....	66
Wesselius .....	130
Wisner .....	136
Lewis M. Miller, secretary .....	214
D. E. Alward, assistant secretary .....	238
C. E. Baxter, bill clerk .....	42
F. M. Howe, engrossing and enrolling clerk .....	2
Mrs. I. R. Jameson, ass't engrossing and enrolling clerk .....	214
Mark M. Powers, clerk judiciary committee .....	134
Wm. C. Van Loo, clerk finance and appropriations committee .....	246
Joseph E. Greusel, clerk committees on education and public schools, insurance, labor interests .....	174
C. F. Ruggles, clerk cities and villages committee .....	162
J. S. Brubaker, Sergeant-at-Arms .....	486
R. M. Allen, 1st Assistant Sergeant-at-Arms .....	310
James McKay, 2d " " " .....	134
P. F. Gibson, janitor .....	162
C. E. Ryther, 1st assistant janitor .....	290
J. R. Murray, 2d " " .....	218
T. D. Stone, 3d " " .....	138
A. Brown, committee room " .....	2
H. G. Jackson " " " .....	2
J. C. Ford, keeper of coat room .....	134
W. S. Hecox, keeper of document room .....	194
Walter J. Hasse, President's messenger .....	264
Harvey Clippinger, Secretary's messenger .....	2
Noel M. Morse, Sergeant-at-Arms messenger .....	146
George H. Royce, messenger .....	88
John A. Gurney, " .....	346
Wallace Edwards, " .....	280
Wm. O. Chamberlain, " .....	354
Geo. Frost, " .....	110
H. A. Hopkins, " .....	200

Respectfully submitted,

A. R. CHAPMAN,

*Chairman of Committee on Finance and Appropriations.*

Report accepted and committee discharged.

On motion of Mr. Chapman,

The report was adopted.

## REPORTS OF SELECT COMMITTEES.

The committee on assignment of rooms, to whom was referred the location of the Senate committee rooms, respectfully report that they have had the same under consideration, and have directed me to report to the Senate, recommending that the committees of the Senate be assigned to committee rooms as follows :

Room A—Committee on engrossment and enrollment, and engrossment and enrollment clerk and assistant.

Room B—Committee on judiciary.

Room C—Committee on judiciary, committee on mining schools and mining interests, committee on constitutional amendments, and joint and select committees, and committee on University.

Room D—Secretary of Senate.

Room E—Finance and appropriations, committee on Agricultural College, committee on Industrial Home for Girls, Reformatory at Ionia, and committee on supplies and expenses.

Room F—Committee on cities and villages and executive business, committee on geological survey, committee on immigration, committee on Reform School, committee on religious and benevolent societies.

Room G—Committee on Railroads and fisheries, committee on agricultural interests, committee on rules and joint rules, committee on State public schools.

Room H—Committee on counties and townships, liquor traffic, roads and bridges, committee on School for the Blind, committee on Soldiers' Home, committee on State prison, and committee on State library.

Room I—Committees on education and public schools, insurance, and labor interests.

Room J—Sergeant at Arms and Assistant Secretary.

Rooms K and L—Committee on banks and corporations, committee on state affairs, committee on asylums for insane, committee on asylum for criminal insane, committee on claims and public accounts, committee on federal relations, committee on horticulture, committee on House of Correction at Marquette, committee on lumber interests, mechanical interests and military affairs.

Room M—Committee on Institution for Deaf and Dumb, committee on Normal School, committee on printing, committee on public buildings, committee on public health, committee on public improvements, committee on public lands and committee on saline interests.

JOHN HOLBROOK,  
J. W. GIDDINGS,  
THEO. RENTZ,

*Committee.*

Report accepted and committee discharged.

On motion of Mr. Holbrook,

The report was adopted.

## MESSAGES FROM THE HOUSE.

The President announced the following :

HOUSE OF REPRESENTATIVES, }  
*Lansing, Jan. 11, 1889.* }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled bill:

House bill No. 8, entitled

A bill for the protection of fish in the lakes known as Round lake, in Lenawee county, and Whitmore lake, Washtenaw county, and to repeal Act No. 228, laws of 1861, and Act No. 334, Laws of 1869.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

D. L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and pending its reference,

Mr. Gurney moved that the rules be suspended and the bill placed on its immediate passage.

Pending which,

Mr. Gorman moved that the bill be referred to the committee on fisheries; Which motion prevailed.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, Jan. 11, 1889.* }

*To the President of the Senate:*

SIR,—I am instructed by the House to re-transmit the following concurrent resolution:

*Resolved* (the Senate concurring), That a joint committee, composed of three members from the Senate and three from the House, be appointed, whose duty it shall be to examine proposed legislation with a view to determine its constitutionality in conformity with the recommendation of the Governor in his recent message,

In accordance with a request from the Senate this day received for the return of same.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

Mr. Fox moved to reconsider the vote by which the Senate concurred in the adoption of the resolution;

Which motion prevailed.

On motion of Mr. Taylor,

The concurrent resolution was referred to the committee on the judiciary.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, January 11, 1889.* }

*To the President of the Senate:*

SIR,—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 1, entitled

A bill to amend sections 115 and 116 of the compiled laws of 1871, being sections 84 and 85 of chapter 6, relative to electors of President and Vice President of the United States, as amended by Act No. 187 of the session laws of 1877, approved May 22, 1877, being sections 241 and 242 of Howell's Annotated Statutes.

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

#### NOTICES.

Mr. Dunstan gave notice that at some future day he would ask leave to introduce

A bill to punish burning, or setting fire to mines or mine buildings;

Also,

A bill to punish willful and malicious injuries to mines, and property used in mining;

Also,

A bill to detach certain lands from the township of Eagle Harbor, in the county of Keweenaw, and to attach the same to the township of Sherman in said county.

Mr. Toan gave notice that on some future day he would ask leave to introduce

A bill to incorporate the village of Lake Odessa in Ionia county.

Mr. Giddings gave notice that on some future day he would ask leave to introduce

A bill to amend section 3 of Act No. 228, Session Laws of 1887, entitled, "An Act to provide for the appointment, fix the compensation, and prescribe the duties of the stenographer of the circuit courts for Manistee, Mason, Lake and Osceola counties, now comprising the nineteenth judicial circuit."

Mr. Harshaw gave notice that on some future day he would ask leave to introduce

A bill to incorporate the public schools of the township of Ossineke in the county of Alpena.

Mr. Giddings gave notice that on some future day he would ask leave to introduce

A bill in regard to foreign insurance companies and duties of insurance commissioner, and to repeal all acts or parts of acts inconsistent therewith.

Mr. Holbrook gave notice that on some future day he would ask leave to introduce

A bill making an appropriation for the Michigan Pioneer and Historical Society for the years eighteen hundred and eighty-nine and eighteen hundred and ninety.

Mr. Gorman gave notice that on some future day he would ask leave to introduce

A bill to re-incorporate the city of Ann Arbor, revise the charter of said city and repeal all conflicting acts relating thereto.

#### MOTIONS AND RESOLUTIONS.

Mr. Taylor offered the following concurrent resolution:

*Resolved* (the House concurring), That when the Legislature adjourns to-day it stand adjourned until Tuesday, January 15th, at 2 o'clock P. M.;

Which resolution was adopted.

Mr. Milnes offered the following resolution:

*Resolved*, That Mark M. Powers, clerk of the judiciary committee, be designated as chief committee clerk of the Senate, with power to assign any of the committee clerks (when not employed by their respective committees) to perform any clerical work, for any committee, who have not been assigned a clerk, or for any member of the Senate, on business connected with the Senate.

Pending the adoption of the resolution,

Mr. Taylor moved to amend the resolution by striking out the words, "Mark M. Powers, clerk of the judiciary committee, be designated as chief committee clerk of the Senate with power," and inserting in lieu thereof the words, "the Secretary of the Senate be empowered;"

Pending which,

Mr. Dunstan moved that the resolution lie on the table;

Which motion did not prevail.

The motion to amend then prevailed.

The question then being on the adoption of the resolution as amended,

The resolution was adopted.

Mr. Harshaw offered the following resolution:

*Resolved*, That the President of the Senate assign to the reporters in regular attendance on the session, seats and desks upon the floor of the Senate, and that they be furnished with files and all other printed matter supplied to Senators.

Which resolution was adopted.

Mr. Milnes offered the following resolution:

*Resolved*. That the Secretary of the Senate be and is hereby authorized to order 200 additional copies of the Daily Journal for the use of the Senate until otherwise ordered;

Which resolution was not adopted.

Mr. Blackwell moved to take from the table the following report:

The committee appointed to separate the various recommendations of the Governor as made in his message and recommend the reference of the same to the proper committees, respectfully report that they have had the same under consideration and recommend that the following division and reference of said message be made, viz:

That so much of his message as refers to the ballot be referred to the judiciary committee;

That so much as refers to the constitutionality of proposed legislation be referred to the judiciary committee;

That so much as refers to the indeterminate sentences and to the parol system be referred to the committees on the State prison and Reformatory at Ionia jointly;

That so much as refers to the State Prison at Jackson be referred to the committee on State Prison;

That so much as refers to the State House of Correction and Reformatory at Ionia, be referred to committee on Reformatory at Ionia;

That so much as refers to the State House of Correction and branch of State Prison at Marquette, be referred to the committee on House of Correction at Marquette;

That so much as refers to the Reform School be referred to the committee on Reform School;

That so much as refers to the Industrial Home for Girls be referred to the committee on the Industrial Home for Girls;

That so much as refers to the State School at Coldwater be referred to the committee on State Public School;

That so much as refers to the School for the Deaf be referred to the committee on the Institution for the Deaf and Dumb;

That so much as refers to the Michigan School for the Blind be referred to the committee on the School for the Blind;

That so much as refers to the Michigan Asylum for the Insane be referred to the committee on Asylums for the Insane;

That so much as refers to the Eastern Michigan Asylum, at Pontiao, be referred to the committee on Asylums for the Insane;

That so much as refers to the Northern Michigan Asylum, at Traverse City, be referred to the committee on Asylums for the Insane;

That so much as refers to the Asylum for Criminal and homicidal patients be referred to the committee on the Asylum for the Criminal Insane;

That so much as refers to the University be referred to the committee on finance and appropriations and to the committee on the University jointly.

That so much as refers to the Normal School be referred to the committee on the Normal School;

That so much as refers to the Agricultural College be referred to the committee on the Agricultural College;

That so much as refers to the Mining School at Houghton be referred to the committee on Mining School and mining interests;

That so much as refers to the Soldiers' Home be referred to the committee on the Soldiers' Home;

That so much as refers to the Gettysburg monuments, be referred to the committee on State affairs;

That so much as refers to the payment of members of State boards be referred to the judiciary committee;

That so much as refers to a change in the appropriation year be referred to the committee on finance and appropriations;

That so much as refers to the live stock commission be referred to the committee on agricultural interests;

That so much as refers to the signal service be referred to the committee on agricultural interests;

That so much as refers to the State militia be referred to the committee on military affairs;

That so much as refers to taxation be referred to the committee on finance and appropriations;

That so much as refers to swamp lands be referred to the committee on State affairs;



That so much as refers to the direct tax be referred to the committee on finance and appropriations, and to the committee on State affairs, jointly.

That so much as refers to fish culture be referred to the committee on fisheries;

That so much as refers to railroads and railroad commissioners be referred to the committee on railroads;

And that so much as refers to temperance legislation be referred to the committee on the liquor traffic.

ROBERT L. TAYLOR,  
W. IRVING BABCOCK,  
THEODORE RENTZ,  
*Committee.*

Which motion prevailed.

The question being on the adoption of the report,

On motion of Mr. Babcock,

The report was amended so as to refer so much of said report as relates to the University to the committees on the University and finance and appropriations jointly.

Mr. Milnes moved to strike out the subdivision just amended and insert in eu thereof the following:

That so much as refers to the University be referred to the committee on the State University;

Which motion prevailed.

Pending the adoption of the report,

Mr. Fox moved to amend the report so that the recommendations as to swamp lands be referred to the committee on public lands;

Which motion prevailed.

The question being on the adoption of the report,

The report was adopted.

#### INTRODUCTION OF BILLS.

Mr. McCormick, previous notice having been given and leave being granted, introduced

Senate bill No. 9, entitled

A bill to repeal Act No. 262, of the Public Acts of 1887, entitled, An Act to provide for reporting all mortgages by the several registers of deeds of this State to the supervisors and assessing officers of their respective counties and to the registers of deeds of other counties wherein the mortgagees reside, for assessment purposes and providing blank form books therefor, also prescribing the duties of registers of deeds relative to the recording of mortgages.

The bill was read a first and second time by its title and referred to the committee on the judiciary.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate bill No. 10, entitled

A bill to attach township No. 48 north, of ranges Nos. 42 and 43 west in Ontonagon county, Michigan, to the township of Ontonagon, in said county.

The bill was read a first and second time by its title and referred to the committees on counties and townships.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate bill No. 11, entitled

A bill to amend section 19, of chapter 21, Howell's Annotated Statutes of Michigan, being compiler's section No. 814, relative to fence viewers.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Giddings, previous notice having been given and leave being granted, introduced

Senate bill No. 12, entitled

A bill relative to actions for libel.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Rentz previous notice having been given and leave being granted, introduced

Senate bill No. 13, entitled

A bill to amend section 11 of chapter 239 of the compiled laws of 1871 as amended by Act No. 189 of the laws of 1873, as amended by Act No. 50 of the session laws of 1877, being sections 7473, relative to fees of sheriffs.

The bill was read a first and second time by its title and referred to the committee on the judiciary.

Mr. Taylor moved that when the Senate adjourn it adjourn until Monday next at 9 o'clock P. M. ;

Which motion prevailed.

On motion of Mr. Chapman,

The Senate went into

#### EXECUTIVE SESSION,

The time being 3 o'clock P. M.

The Executive Session closed, the time being 3:25 o'clock P. M.

On motion of Mr. Galbraith,

The Senate adjourned.

The President *pro tem.* announced that the Senate would stand adjourned until Monday, January 14, 1889, at 9 o'clock P. M.

*Lansing, January 14, 1889.*

The Senate met and was called to order by the President *pro tem.* at 9 o'clock P. M.

Roll called : a quorum present.

Absent without leave, Messrs. Barringer, Berry, Blackwell, Colgrove, Fox and Harshaw.

On motion of Mr. Dunstan,

Leave of absence was granted to all the absentees for the evening.

The President *pro tem.* announced the following :

LIEUTENANT GOVERNOR'S OFFICE, {  
Lansing, January 14, 1889. }

*To the Senate :*

Pursuant to a resolution of the Senate, authorizing me to appoint a keeper

of the ladies' closet in the Senate, I do hereby appoint Mrs. Amanda Scott for such position.

Very respectfully,

JAMES H. MACDONALD,  
*President of the Senate.*

#### PRESENTATION OF PETITIONS.

No. 7. By Mr. Wesselius: Petition of Reinhard Roth and sixteen others for the repeal of Act No. 262, Public acts of 1887, relative to the taxation of mortgages.

Referred to the committee on the judiciary.

#### REPORTS OF STANDING COMMITTEES.

By the committee on finance and appropriations:

The committee on finance and appropriations respectfully report that they have elected William C. Van Loo, of Mecosta county, as their clerk.

A. R. CHAPMAN,  
*Chairman.*

Report accepted.

By the committee on cities and villages:

The committee on cities and villages would respectfully report that they have elected Charles F. Ruggles, of Coldwater, clerk of said committee.

P. RANNEY,  
*Chairman.*

Report accepted.

By the committees on railroads and fisheries jointly:

The committees on railroads and fisheries jointly respectfully report that they have elected Alexander E. Ross, of Van Buren county, as clerk of said committees.

C. G. GRIFFEY,  
*Chairman of the Committee on Railroads.*

Report accepted.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor the following:

Senate manuscript bill No. 1, entitled

A bill to amend sections 115 and 116 of the compiled laws of 1871, being sections 84 and 85 of chapter 6, relative to electors of President and Vice President of the United States, as amended by act No. 187 of the session laws of 1877, approved May 22, 1877, being sections 241 and 242 of Howell's Annotated Statutes.

JAS. W. McCORMICK, *Chairman.*

Report accepted.

#### NOTICES.

Mr. Holbrook gave notice that on some future day he would ask leave to introduce

A bill to change the name of Cibelia Carpenter to Cebelia Carpenter Davis.

Mr. Giddings gave notice that on some future day he would ask leave to introduce

A joint resolution to amend article 9, section 1, of the Constitution of the State of Michigan, relative to the salaries of State officers.

Also,

A bill to amend paragraph 8, section 1, act No. 169, Session Laws of 1883, entitled "An Act to amend section 1, chapter 153 of the compiled laws of 1871, being compiler's section 4309, relative to title to real property by descent.

#### MOTIONS AND RESOLUTIONS.

Mr. Holbrook offered the following resolution:

*Resolved*, That the committees to whom room I was assigned be instructed to occupy room G, and that the committee occupying room G be instructed to occupy room H, and the committees now occupying room H be assigned room I;

Which resolution was adopted.

Mr. McCormick offered the following resolution:

*Resolved by the Senate*, That each Senator, when introducing a bill which is an amendment to a statute, be and he is hereby required to include in brackets, drawn in red ink, the proposed amendment or amendments, and to indicate by red ink asterisks all omitted portions of the proposed amended statute;

Which resolution was adopted.

#### INTRODUCTION OF BILLS.

Mr. Holbrook, previous notice having been given and leave being granted, introduced

Senate bill No. 14, entitled

A bill to provide for the erection of an executive mansion and for heating and furnishing the same.

The bill was read a first and second time by its title and referred to the committee on state affairs.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate bill No. 15, entitled

A bill to punish burning or setting fire to mine buildings.

The bill was read a first and second time by its title and referred to the committee on mining school and mining interests.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate bill No. 16, entitled,

A bill to punish willful and malicious injuries to mines and property used in mining.

The bill was read a first and second time by its title and referred to the committee on mining school and mining interests.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate bill No. 17, entitled

A bill to detach certain lands from the township of Eagle Harbor, in the

county of Keweenaw, and to attach the same to the township of Sherman, in said county.

The bill was read a first and second time by its title and referred to the committee on counties and townships.

On motion of Mr. McCormick,

The Senate adjourned.

*Lansing, January 15, 1889.*

The Senate met and was called to order by the President at 2 o'clock P. M.

Religious exercises by the Rev. Mr. Beale.

Roll called: a quorum present.

Absent without leave: Mr. Blackwell.

On motion of Mr. Chapman,

Leave of absence was granted to Mr. Blackwell for the day.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE, MICHIGAN. }

*Lansing, January 15, 1889. }*

*To the President of the Senate:*

In pursuance of a concurrent resolution passed by the Senate and House of Representatives, I have this day appointed Theodore R. McClure as messenger at this office, with duties commencing January 2, 1889.

C. G. LUCE.

*Governor.*

The President *pro tem.* also announced the following communication:

DETROIT HOUSE OF CORRECTION, }

OFFICE OF THE SUPERINTENDENT, }

*Detroit, January 15, 1889. }*

*Hon. James H. Macdonald, President of the Senate, Lansing, Mich.:*

DEAR SIR:—I am directed by our Board of Inspectors to request you to appoint a special committee to examine into the workings of this institution to the end that your honorable body may be fully informed on questions relative to the mode of management of all the penal institutions in the State and thereby be better enabled to deal understandingly with the questions of prison labor and management that may come before you. I therefore respectfully ask a compliance with this request. I am, sir,

Respectfully yours,

JOSEPH NICHOLSON,

*Superintendent.*

Whereupon,

Mr. Dunstan offered the following resolution:

*Resolved by the Senate,* That the request of the Detroit House of Correction authorities, dated Jan. 15, 1889, asking for the appointment of a special committee to visit their institution, be accepted, and a committee of five be appointed by the President of the Senate;

Which resolution was adopted.

#### PRESENTATION OF PETITIONS.

No. 8. By Mr. Gurney: Petition of Pap. Williams Post, No. 15, G. A. R., of Ludington, Mich., asking for the erection of a statue of Gen. Geo. A. Custer, the gallant soldier and cavalry leader, at Washington, D. C.

Referred to the committee on military affairs.

No. 9. By Mr. Harshaw: Preamble and resolutions of Gleason Post, No. 176, G. A. R., relative to the erection of a suitable statue to the memory of Gen. George A. Custer, at Washington, D. C.

Referred to the committee on military affairs.

#### REPORTS OF STANDING COMMITTEES.

By the committee on mining school and mining interests:

The committee on mining school and mining interests to whom was referred

Senate bill No. 15, entitled

A bill to punish burning or setting fire to mines or mine buildings;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

T. B. DUNSTAN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Dunstan,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was placed upon its immediate passage.

The bill was then read a third time, and pending the taking of the vote thereon,

By unanimous consent,

Mr. Wesselius moved to amend the bill as follows:

By inserting after the words "set fire to" the words "or cause to be burned or set fire to;"

Which motion prevailed and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Holbrook,	Mr. Rentz,
Barringer,	Galbraith,	Leavitt,	Taylor,
Berry,	Giddings,	McCormick,	Toan,
Chapman,	Green,	Milnes,	Wesselius,
Colgrove,	Griffey,	Nagel,	Wisner,
Den Herder,	Grosfield,	Palmer,	President
Dunstan,	Gurney,	Ranney,	<i>pro tem.</i> , 27

#### NAYS.

0

Title agreed to.

On motion of Mr. Dunstan,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on mining school and mining interests:

The committee on mining school and mining interests to whom was referred Senate bill No. 16, entitled

A bill to punish willful and malicious injuries to mines, and property used in mining,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

T. B. DUNSTAN,  
*Chairman.*

On motion of Mr. Dunstan,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed upon its immediate passage.

The bill was then read a third time, and pending the taking of the vote thereon,

By unanimous consent,

Mr. Wesselius moved to amend the bill as follows:

By inserting after the word "destroy," the words "or cause to be cut, broken, obstructed, injured or destroyed;"

Which motion prevailed, and the bill was so amended.

By unanimous consent,

Mr. Palmer moved to amend the bill as follows:

By striking out the words "and imprisonment in the county jail not more than two years," and inserting in lieu thereof, "in the discretion of the court;"

Which motion prevailed, and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Holbrook,	Mr. Rentz,
Barringer,	Giddings,	Leavitt,	Taylor,
Berry,	Gorman,	McCormick,	Toan,
Chapman,	Green,	Milnes,	Wesselius,
Colgrove,	Griffey,	Nagel,	Wisner,
Den Herder,	Grosfield,	Palmer,	President
Dunstan,	Gurney,	Ranney,	<i>pro tem.</i>
Fox,	Harshaw,		29

#### NAYS.

0

Title agreed to.

On motion of Mr. Dunstan,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

#### SPECIAL ORDER.

The President *pro tem.* announced that the hour of 2:30 o'clock P. M. had

arrived, the time fixed by resolution for naming a Senator in the Congress of the United States for the full term of six years from the fourth day of March, 1889, in place of Hon. Thomas W. Palmer, whose term of office will then expire.

The Senate then proceeded to name a Senator *viva voce*.

The roll of the Senate was then called by the Secretary, and the Senators named the following persons as their choice for Senator in Congress:

FOR JAMES McMILLAN.

Mr. Babcock,	Mr. Fox,	Mr. Holbrook,	Mr. Ranney,
Berry,	Galbraith,	Leavitt,	Taylor,
Chapman,	Giddings,	McCormick,	Toan,
Colgrove,	Green,	Milnes,	Wesselius.
Den Herder,	Griffey,	Palmer,	President
Dunstan,	Gurney,		<i>pro tem.</i> 22

FOR MELBOURNE H. FORD.

Mr. Barringer,	Mr. Grosfield,	Mr. Nagel,	Mr. Wisner,
Gorman,	Harshaw,	Rentz,	7

Whereupon the President *pro tem* announced that James McMillan had received a majority of all the votes cast for the office of Senator in the Congress of the United States for the full term of six years from the 4th day of March, 1889, and that the vote as taken would be entered upon the Journal of the Senate.

The Senate resumed the order of

REPORTS OF STANDING COMMITTEES.

By the committee on finance and appropriations:

The committee on finance and appropriations, to whom was referred the matter of mileage of the members and employes of the Senate,

Respectfully report that they omitted the mileage of A. E. Ross, clerk of railroads and fisheries, and that the same is 296 miles. They also report that they made an error in the computation of the number of miles Senator Jas. W. McCormick is entitled to, and that the same is 218 miles. They therefore ask that said Ross be allowed his mileage as above, and that the mileage of Senator McCormick be amended to stand as 218 instead of 200 miles as reported, and ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN, *Chairman*.

Report accepted.

On motion of Mr. Chapman,

The report was adopted.

MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE, }  
Lansing, Jan. 14, 1889. }

To the Senate:

I have this day approved, signed, and deposited in the office of the Secretary of State:



Senate bill No. 1, being

An Act to amend sections 115 and 116 of the compiled laws of 1871, being sections 84 and 85 of chapter 6, relative to electors of President and Vice-president of the United States, as amended by act No. 187 of the session laws of 1877, approved May 22, 1877, being sections 241 and 242 of Howell's annotated statutes.

C. G. LUCE,  
*Governor.*

The message was laid on the table.

#### NOTICES.

Mr. Fox gave notice that on some future day he would ask leave to introduce

A bill to provide for indeterminate sentences, and disposition, management and release of criminals under such sentence.

Also,

A bill to provide for the parol and conditional release of criminals under sentence at the State prison and the State house of correction and reformatory at Ionia.

Mr. Babcock gave notice that on some future day he would ask leave to introduce

A bill to revise and consolidate the laws relative to the State prison, to the State house of correction and branch of the State prison in the Upper Peninsula, and to the State house of correction and reformatory at Ionia, and the government and discipline thereof, and to repeal all acts inconsistent thereof.

Mr. McCormick gave notice that on some future day he would ask leave to introduce

A bill to provide for the appointment of an assistant prosecuting attorney for the county of Allegan.

Also,

A bill to amend section 1 of act No. 117 of the public acts of 1887, entitled "An act to amend sections 107, 109, and 111, of chapter 10 of the Compiled Laws of 1871, being sections 626, 628 and 630 of Howell's Annotated statutes of Michigan, relative to the appointment and qualifications of notaries public, and the duties of county clerks relative thereto."

Mr. Harshaw gave notice that on some future day he would ask leave to introduce

A bill to require railroad companies to give notice at stations whether passenger trains are on schedule time or not.

Mr. Grosfield gave notice that on some future day he would ask leave to introduce

A bill to provide for the taxation of cost in cases of malicious prosecution.

Mr. Milnes gave notice that on some future day he would ask leave to introduce

A bill to provide for the fees of officers in making returns of the service of process, in certain cases.

Also,

A bill to revise the charter of the city of Coldwater.

Also,

A bill to prohibit county or township officers from holding any other county or township office.

Also,

A bill to regulate the descent of real estate of married women dying intestate.

Mr. Colgrove gave notice that on some future day he would ask leave to introduce

A bill to amend sections 32 and 34 of an act entitled "An act to amend sections 4, 7, 16, 17, 20, 22, 29, 31, 32, 34, 38, and 39, of 'an act to incorporate the City of Hastings, approved March eleventh, eighteen hundred and seventy-one,'" as amended by an act amendatory thereof, approved April second, eighteen hundred and seventy-three.

Mr. Wesselius gave notice that on some future day he would ask leave to introduce

A bill to amend section 1 of an act entitled "An act to authorize proceedings by garnishment in the circuit courts and the district court of the Upper Peninsula," approved March 16, 1861, as the same has been amended by the several acts amendatory thereof, the same being section 8058 of Howell's Annotated Statutes of the State of Michigan.

Mr. Giddings gave notice that on some future day he would ask leave to introduce

A bill to amend section 2, Act 114 of the public acts of 1885, entitled "An act to provide for the continuance of actions in justices' courts in case of vacancy in the office, or sickness, absence or inability of the justice before whom the same shall have been commenced to perform the duties of his office."

Mr. Dunstan gave notice that on some future day he would ask leave to introduce

A bill to define and punish the offense of embezzlement by special administrators.

#### MOTIONS AND RESOLUTIONS.

Mr. Harshaw offered the following resolution relative to furnishing the Legislative Journal and bills and resolutions for the use of committees:

*Resolved by the Senate,* That the sergeant-at-arms be and he is hereby ordered and directed to furnish (and keep up the same as they are printed) files of the Legislative Journal and bills and resolutions of each branch of the Legislature for the use of the committees of the Senate, a file of each of the following being furnished separately for each committee room used by committees, viz.: A file of the Journal, a file of the Senate bills, a file of the Senate resolutions, a file of the House bills, a file of the House resolutions, and a file of the joint resolutions of the Senate and House;

Which resolution was adopted.

Mr. Colgrove offered the following resolution:

Relative to supplying the Senate judiciary committee with copies of the Western Reporter and Northwestern Reporter for the use of said committee.

*Resolved by the Senate,* That the committee on supplies and expenses be and they are hereby authorized and empowered to furnish a full set of the Western Reporter and the Northwestern Reporter, for the use of the judiciary committee, and to keep up said publications during the session of this Legislature.

The question being on the adoption of the resolution,

On motion of Mr. Chapman,

The resolution was referred to the committee on supplies and expenses.

Mr. Dunstan offered the following resolution:

*Be it resolved by the Senate of the State of Michigan* (the House concurring), That our Senators and Representatives in Congress be and they are hereby requested to use their best endeavors to secure such legislation by Congress as will result in placing, subject to homestead or pre-emption entry, the unearned lands of the so-called "Ontonagon and Brule River Railroad Company" in the Upper Peninsula;

*And be it further resolved*, That the Governor be and he is hereby requested to forward copies of the foregoing resolution to our Senators and Representatives in Congress.

Pending the adoption of the resolution,

On motion of Mr. Dunstan,

The resolution was laid upon the table.

#### INTRODUCTION OF BILLS.

Mr. Giddings, previous notice having been given and leave being granted, introduced

Senate bill No. 18, entitled,

A bill to amend the 8th sub-division of sec. 1 of act No. 169, of the public acts of 1883, entitled "An act to amend section 1, chapter 153, of the compiled laws of 1871, being compiler's Sec. 4309, relative to title to real property by descent, approved June 6, 1883.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Giddings, previous notice having been given and leave being granted, introduced

Senate joint resolution No. 1, entitled

Joint resolution to amend article 9, section 1, of the Constitution of the State of Michigan relative to the salaries of State officers.

The joint resolution was read a first and second time by its title and referred to the committee on constitutional amendments.

Mr. Holbrook, previous notice having been given and leave being granted, introduced

Senate bill No. 19, entitled

A bill to change the name of Cibelia Carpenter to Cibelia Carpenter Davis.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Gorman, previous notice having been given and leave being granted, introduced

Senate bill No. 20, entitled

A bill to re-incorporate the city of Ann Arbor, revise the charter of said city and repeal all conflicting acts relating thereto.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

On motion of Mr. Gurney,

The Senate adjourned until 11:45 A. M. to-morrow.

*Lansing, January 16, 1889.*

The Senate met and was called to order by the President *pro tem* at 11:45 o'clock A. M.

Roll called ; a quorum present.

#### PRESENTATION OF PETITIONS.

No. 10. By Mr. McCormick: Resolution of the Board of Supervisors of Van Buren county, relative to delinquent taxes.

Referred to the committee on the judiciary.

No. 11. By Mr. Palmer: Petition of Tom Custer Post, G. A. R., asking the legislature to make provision for the erection of a statue to Gen. Geo. A. Custer.

Referred to the committee on military affairs.

No. 12. By Mr. Toan: Petition of F. A. Sargent and 27 others, residents of Ionia county, for the incorporation of Lake Odessa, in Ionia county.

Referred to committee on cities and villages.

#### REPORTS OF STANDING COMMITTEES.

By the committees on counties and townships, liquor traffic, and roads and bridges, jointly.

The committees on counties and townships, liquor traffic, and roads and bridges, jointly, would respectfully report that they have elected James E. White, of Kalamazoo, as clerk of said committees.

J. DEN HERDER,

*Chairman Committee on Towns and Counties.*

Report accepted.

By the committees on State affairs, and supplies and expenses.

The committees on State affairs, and supplies and expenses, respectfully report that they have appointed as clerk of such committees Henry Truax, of Saginaw county.

W. IRVING BABCOCK,

*Chairman.*

Report accepted.

By the committee on supplies and expenses:

The committee on supplies and expenses, to whom was referred the Senate resolution, of which the following is a copy:

*Resolved by the Senate,* That the committee on supplies and expenses be and they are hereby authorized and empowered to furnish a full set of the Western Reporter and the Northwestern Reporter, for the use of the judiciary committee, and to keep up said publications during the session of this Legislature,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A resolution relative to supplying the Senate judiciary committee with the Northwestern Reporter:

*Resolved by the Senate,* That the committee on supplies and expenses be and they are hereby authorized and empowered to furnish a full set of the Northwestern Reporter from Vol. 30 to Vol. 40, inclusive, and to keep up said Northwestern Reporter for the use of the judiciary committee during the session of the present Legislature;

Recommending that the substitute be concurred in and that the substitute be adopted, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman.*

Report accepted and the committee discharged.

On motion of Mr. Babcock,

The substitute was adopted.

By the committee on counties and townships:

The committee on counties and townships, to whom was referred

Senate bill No. 10, entitled

A bill to attach township number forty-eight north of ranges number forty-two and forty-three west, in Ontonagon county, Michigan, to the township of Ontonagon in said county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to attach the surveyed townships forty-eight north, range forty-two west, and forty-eight north, range forty-three west, in the county of Ontonagon, Michigan, to the organized township of Ontonagon in said county,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

J. DEN HERDER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Den Herder,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on counties and townships:

The committee on counties and townships, to whom was referred

Senate bill No. 17, entitled

A bill to detach certain lands from the township of Eagle Harbor, in the county of Keweenaw, and to attach the same to the township of Sherman in said county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and asked to be discharged from the further consideration of the subject.

J. DEN HERDER,  
*Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

The sergeant-at-arms announced a committee of the House, who informed the Senate that the House was ready to meet the Senate in joint convention.

## MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, January 15, 1889.* }

*To the President of the Senate :*

SIR,—I am instructed by the 'House to transmit the following concurrent resolution :

*Resolved* (the Senate concurring), That the Senate and House of Representatives meet in joint convention on Wednesday, January 16, 1889, at 12 o'clock, noon, in conformity with the law of the United States, for the purpose of comparing the votes taken in the two houses upon January 15, 1889, for Senator in the Congress of the United States, to ascertain if an election has taken place;

Which has passed the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,  
 The resolution was adopted.

The Senate then proceeded to Representative Hall to meet the House in joint convention.

[For proceedings in joint convention, see House Journal.]

T Senate returned to the Senate chamber.

quorum present.

The President *pro. tem.* announced that the Senate had met the House in joint convention, had compared the proceedings of January 15, 1889, of the two Houses separately, so far as they related to the election of a Senator in the Congress of the United States, and had ascertained that Hon. James McMillan, having received a majority of all the votes given in each house, was duly elected a Senator to represent the State of Michigan in the Congress of the United States, for the full term of six years from the fourth day of March next, to succeed Hon. Thomas W. Palmer, whose term of office will then expire.

On motion of Mr. Taylor,

The Senate took a recess until 2 o'clock P. M.

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AFTERNOON SESSION.

*2 o'clock P. M.*

The Senate met and was called to order by the President *pro tem.*

A quorum present.

## MESSAGES FROM THE HOUSE.

The President announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, Jan. 15, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following concurrent resolution:

*Resolved by the House* (the House concurring), That the State Printer be instructed to forward one copy of the Daily Journal to each city, village, and township clerk within this State, and that the amount of postage stamps furnished by the postmaster at Lansing for the prepayment of postage on such copies of the said Journal be paid by the State Treasurer on the warrant of the Auditor General, on the presentation of bills for such postage, duly certified by the postmaster at Lansing, and by the State Printer, showing such stamps to have been purchased and used only for the payment of the postage on said copies of said Journal hereby ordered to be distributed.

*Resolved further*, That the Secretary of State be requested to supply the Public Printer with a list of the names of such officers and their several postoffice addresses.

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,

On motion of Mr. Leavitt,

The resolution was amended so as to include each member of the county boards of school examiners.

The resolution as amended was then adopted.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, January 16, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to return to the Senate the following entitled bills:

1. Senate bill No. 15, entitled

A bill to punish burning or setting fire to mines or mine buildings;

2. Senate bill No. 16, entitled

A bill to punish willful and malicious injuries to mines, and property used in mining,

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bills were referred to the committee on engrossment and enrollment for enrollment.

By the committee on finance and appropriations:

The committee on finance and appropriations, to whom was referred the matter of mileage of the members and employes of the Senate respectfully report that they omitted the mileage of J. E. White, clerk of counties and towns, liquor traffic and roads and bridges, and that the same is 210 miles; also the mileage of Henry Truax, clerk of State affairs, and that the same is 130 miles, and ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN, *Chairman*.

Report accepted.

On motion of Mr. Chapman,

The report was adopted.

#### NOTICES.

Mr. Gurney gave notice that on some future day he would ask leave to introduce

A bill to amend section 5 of, "An act to protect fish and preserve the fisheries of this State," being act 204, public acts of 1875, and chapter 63, section 2167 of Howell's Annotated Statutes of the State of Michigan.

#### MOTIONS AND RESOLUTIONS.

Mr. Griffey offered the following concurrent resolution:

WHEREAS, It is important that the various institutions of the State be visited by the respective committees appointed for that purpose at an early day;

AND WHEREAS, It is important that all members of the Legislature be present during the regular sessions thereof; therefore,

*Resolved by the Senate* (the House of Representatives concurring), That when the Legislature adjourns on Thursday, January 31, it stand adjourned until Tuesday, February 12, at 10:30 A. M. of the said day, and that during the recess the respective committees attend to their duties of visiting said institutions and prepare their reports;

Which resolution was adopted.

#### INTRODUCTION OF BILLS.

Mr. McCormick, previous notice having been given and leave being granted, introduced

Senate bill No. 21, entitled

A bill to provide for the appointment of an assistant prosecuting attorney for the county of Allegan.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. McCormick, previous notice having been given and leave being granted, introduced

Senate bill No. 22, entitled

A bill to amend section 1 of act No. 117 of the public acts of 1887, entitled "An act to amend sections 107, 109 and 111 of chapter 10 of the compiled laws of 1871, being sections 626, 628 and 630 of Howell's Annotated Statutes of Michigan, relative to the appointment and qualifications of notaries public, and the duties of county clerks relative thereto.

The bill was read a first and second time by its title and referred to the committee on judiciary.



Mr. Babcock, previous notice having been given and leave being granted, introduced

Senate bill No. 23, entitled

A bill to revise and consolidate the laws relative to the State Prison, to the State House of Correction and branch of the State Prison in the Upper Peninsula, and to the State House of Correction and Reformatory at Ionia, and the government and discipline thereof, and to repeal all acts inconsistent therewith.

The bill was read a first and second time by its title, and

On motion of Mr. Babcock,

The bill was ordered printed and referred to the committees on State Prison, Reformatory at Ionia, Asylum for the Criminal Insane and House of Correction at Marquette, jointly.

Mr. Harshaw, previous notice having been given and leave being granted, introduced

Senate bill No. 24, entitled

A bill to require railroad companies to give notice at stations whether passenger trains are on schedule time or not.

The bill was read a first and second time by its title and referred to the committee on railroads.

Mr. Holbrook, previous notice having been given and leave being granted, introduced

Senate bill No. 25, entitled

A bill making an appropriation for the Michigan Pioneer and Historical Society for the years 1889 and 1890.

The bill was read a first and second time by its title and referred to the committee on finance and appropriations.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate bill No. 26, entitled

A bill to define and punish the offense of embezzlement, by special administrators.

The bill was read a first and second time by its title and referred to the committee on the judiciary.

Mr. Fox, previous notice having been given and leave being granted, introduced

Senate bill No. 27, entitled

A bill to provide for the parol and conditional release of criminals under sentence in the State prison, and State House of Correction, and Reformatory at Ionia.

The bill was read a first and second time by its title, and

On motion of Mr. Fox,

The bill was referred to the committees on State prison, Reformatory at Ionia, and House of Correction at Marquette, jointly.

Mr. Fox, previous notice having been given and leave being granted, introduced

Senate bill No. 28, entitled

A bill to provide indeterminate sentences, and disposition, management and release of criminals under such sentences.

The bill was read a first and second time by its title, and

On motion of Mr. Fox,

The bill was referred to the committees on State prison, Reformatory at Ionia, and House of Correction at Marquette, jointly.

Mr. Milnes, previous notice having been given and leave being granted, introduced

Senate bill No. 29, entitled

A bill to prohibit county or township officers from holding any other county or township office.

The bill was read a first and second time by its title and referred to the committee on the judiciary.

Mr. Milnes, previous notice having been given and leave being granted, introduced

Senate bill No. 30, entitled

A bill to regulate the descent of real property of married women dying intestate.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Milnes, previous notice having been given and leave being granted, introduced.

Senate bill No. 31, entitled

A bill to provide for the fees of officers in making returns of the service of proofs in certain cases.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Palmer, for Mr. Toan, previous notice having been given and leave being granted, introduced

Senate bill No. 32, entitled

A bill to incorporate the village of Lake Odessa, Ionia county.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Ball (by request), previous notice having been given and leave being granted, introduced

Senate bill No. 33, entitled

A bill to release to the United States all the right, title and interest of the State of Michigan to certain lands granted to the State by act of Congress, approved June 3, 1856.

The bill was read a first and second time by its title and, pending its reference to a committee,

On motion of Mr. Dunstan,

The bill was laid on the table.

Mr. Ball (by request), previous notice having been given and leave being granted, introduced

Senate joint resolution No. 2, entitled

A joint resolution directing the Board of State Auditors to settle claims of Messrs. Farrand & Shank, of the city of Lansing, county of Ingham, and Messrs. Burroughs & Company, of the city of Flint, in Genesee county, against the State of Michigan, for damages sustained by reason of the passage of act No. 186 of the public acts of 1885, entitled, "An act to prevent deception in the manufacture and sale of dairy products, and to preserve the public health."

The joint resolution was read a first and second time by its title and referred to the committee on State affairs.

On motion of Mr. Babcock,

The Senate adjourned until 10 o'clock A. M. to-morrow.

*Lansing, January 17, 1889.*

The Senate met and was called to order by the President *pro tem.* at 10 o'clock A. M.

Roll called: a quorum present.

Absent without leave: Messrs. Blackwell, Giddings, Grosfield, Colgrove, Gorman, Harshaw, Nagel, Rentz, Toan and Wesselius.

On motion of Mr. Babcock,

Leave of absence was granted to all absentees for the day.

The President *pro tem.* announced that the President had appointed the following select committee to visit the Detroit house of correction: Messrs. Dunstan, Palmer, Babcock, Gorman and Wisner.

#### PRESENTATION OF PETITIONS.

No. 13. By Mr. McCormick: Resolution adopted by Burnside Post, G. A. R., recommending the erection of a statue of Gen. Custer at Washington.

Referred to the committee on military affairs.

#### REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment :

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the governor, the following:

1. Senate bill No. 15, entitled

A bill to punish burning or setting fire to mines or mine buildings.

2. Senate bill No. 16, entitled

A bill to punish willful and malicious injuries to mines and property used in mining.

C. G. GRIFFEY,  
*Acting Chairman.*

Report accepted.

#### NOTICES.

Mr. Ranney gave notice that on some future day he would ask leave to introduce

A bill to amend act No. 118, of the session laws of 1887, approved May 23, 1887, providing for the better protection of the lives of passengers and employes on railroad trains, and to empower the commissioner of railroads to regulate the making up and running of mixed trains.

#### MOTIONS AND RESOLUTIONS.

Mr Taylor offered the folloing resolution :

*Resolved*, That the volumes of the Northwestern reporter heretofore authorized to be procured for the use of the judiciary committee, after the close of

the present session of the Legislature be placed in the State Library for the use of future judiciary committees of the Senate;

Which resolution was adopted.

Mr. Taylor offered the following resolution:

*Resolved*, That the Sergeant-at-arms be and is hereby authorized to procure suitable badges for himself and his two assistants, the chief janitor and his assistants and for the messenger boys of the Senate, and to see that one is worn by each of said officers at all times when on duty: *Provided*, Said badges shall not cost to exceed one dollar each.

The question being on the adoption of the resolution,

On motion of Mr. Chapman,

The resolution was referred to the committee on supplies and expenses.

Mr. Taylor offered the following resolution:

*Resolved*, That there be appointed to serve during the present session a committee to consist of three members to be known as the committee on the phraseology of bills. It shall be the duty of such committee to examine all bills that may be referred to it with reference to their arrangement and phraseology and to the conformity of the titles to the subject matter.

The question being on the adoption of the resolution,

On motion of Mr. Taylor,

The resolution was referred to the committee on the judiciary.

#### INTRODUCTION OF BILLS.

Mr. Holbrook, previous notice having been given and leave being granted, introduced

Senate bill No. 34, entitled,

A bill declaring certain contracts, agreements, understandings, or combinations unlawful, and to provide punishment for those who shall enter into the same.

The bill was read a first and second time by its title and

On motion of Mr. Holbrook,

The bill was ordered printed and referred to the committee on the judiciary.

On motion of Mr. McCormick,

Leave of absence was granted to himself for to-morrow's session.

On motion of Mr. Palmer,

Indefinite leave of absence was granted to Messrs. Wesselius, Colgrove, Giddings, Harshaw and Gorman, members of the select committee to investigate the alleged frauds in the Second Senatorial District.

On motion of Mr. Dunstan,

The Senate adjourned.

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*Lansing, January 18, 1889.*

The Senate met and was called to order by the President *pro tem.* at 2 o'clock P. M.

Roll called : a quorum present.

Absent without leave: Messrs. Gilmore, Green, Griffey, Grosfield, Nagle, Rentz.

On motion of Mr. Dunstan,

Leave of absence was granted to all absentees for the day.

The President *pro tem* announced the following changes in standing committees:

By request of parties,

Senator Giddings is made chairman of committee on State public school in place of Senator Galbraith.

Senator Milnes made chairman of the committee on school for the blind in place of Senator Ball.

Senator Babcock is placed on the committee of the reform school in place of Senator Ball.

#### PRESENTATION OF PETITIONS.

No. 14. By Mr. Ball: Resolution of D. C. Russell Post, G. A. R., relative to the erection of a statue to Gen. Custer.

Referred to the committee on military affairs.

No. 15. By Mr. Den Herder: Petition of Thos. Donalley Post, No. 290, asking that a statue of Gen. Custer be erected at Washington.

Same reference.

No. 16. By Mr. Milnes: Petition of Corbin Post, G. A. R., on same subject.

Same reference.

No. 17. By Mr. Milnes: Petition of Hollingsworth Post, No. 210, G. A. R., on the same subject.

Same reference.

No. 18. By Mr. Berry: Resolution of board of supervisors of Otsego county, Michigan, relative to the paying of delinquent taxes.

Referred to the committee on the judiciary.

No. 19. By Hr. Blackwell: Petition of Charles Johnson and 85 others, and resolution of board of supervisors of Alger county in reference to game laws in the Upper Peninsula.

Referred to the committee on state affairs.

#### MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE, }  
Lansing, Jan. 18, 1889. }

*To the Senate:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

Senate bill No. 16, being

An act to punish willful and malicious injuries to mines and property used in mining,

O. G. LUCE,  
Governor.

#### MESSAGE FROM THE HOUSE.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, January 18, 1889. }

To the President of the Senate:

SIR—I am instructed by the House to respectfully request the return of the following entitled bill:

Senate bill No. 15, entitled

A bill to punish burning or setting fire to mines or mine buildings.

Very respectfully,

DANIEL L. CROSSMAN,  
Clerk of the House of Representatives.

Whereupon,

Mr. Dunstan offered the following resolution:

Resolved, That a respectful message be transmitted to His Excellency the Governor requesting him to return to the Senate

Senate bill No. 15, entitled

"A bill to punish burning or setting fire to mines or mine buildings;"

Which resolution was adopted.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, Jan. 17, 1889. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following joint resolution:

House joint resolution No. 1 (file No. 1,) entitled

Joint resolution proposing an amendment to section 1, article 9, of the Constitution of the State, relative to the salary of Governor,

Which has passed the House by a two-thirds majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

D. L. CROSSMAN,  
Clerk of the House of Representatives.

The joint resolution was read a first and second time by its title and referred to the committee on finance and appropriations.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, Jan. 17, 1889. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following bill:

House bill No. 2, entitled

A bill for the relief of Charles Peterson,

Which has passed the House by a two-thirds majority of all the members elect and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on judiciary.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, January 16, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to return to the Senate the following concurrent resolution:

WHEREAS, It is important that the various institutions of the state be visited by the respective committees appointed for that purpose at an early day; and

WHEREAS, It is important that all members of the Legislature be present during the regular session thereof; therefore

*Resolved by the Senate* (the House of Representatives concurring), That when the Legislature adjourns on Thursday, January 31, it stand adjourned until Tuesday, February 12, at 10:30 A. M. of the said day, and that during the recess the respective committees attend to their duties of visiting said institutions and prepare their reports.

In the passage of which the House has concurred.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The message was laid on the table.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, Jan. 18, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled bill: House bill No. 50, entitled

A bill to amend section 5 of act No. 270 of the session laws of 1887, being an act entitled "An act to establish, protect and enforce the rights of mechanics and other persons furnishing labor or materials for the erection, altering, repairing or ornamenting of buildings, machinery, wharves and all other structures, and to repeal act number 258 of the session laws of 1879 and all acts amendatory thereof, relating to mechanics' liens,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on judiciary.

#### NOTICES.

—Mr. Blackwell gave notice that on some future day he would ask leave to introduce

A bill making an appropriation for the use and maintenance of the University of Michigan.

Mr. Gurney gave notice that at some future day he would ask leave to introduce

A bill to authorize the formation of corporations for the purchase and improvements of grounds to be occupied and disposed of by veteran associations.

#### MOTIONS AND RESOLUTIONS.

Mr. Leavitt offered the following resolution :

*Resolved*, That J. E. White act as clerk for the committee on "Asylums for the Insane," while visiting the several asylums, making reports, and drafting bills; when not employed with other committees, of which he is clerk.

The question being on the adoption of the resolution,

On motion of Mr. Taylor,

The resolution was referred to the committee on finance and appropriations.

#### INTRODUCTION OF BILLS.

Mr. Holbrook, previous notice not having been given, by unanimous consent, introduced

Senate joint resolution No. 3, entitled

Joint resolution authorizing the issuing of a patent to James H. Willings for certain school lands in Clinton county.

The joint resolution was read a first and second time by its title and referred to the committee on public lands.

#### GENERAL ORDER.

On motion of Mr. Dunstan,

The Senate went into committee of the whole on the general order, whereupon,

The President *pro tem.* called Mr. Fox to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report :

The committee of the whole have had under consideration the following:

Senate bill No. 10, file No. 1, entitled

A bill to attach the surveyed townships forty-eight north, range forty-two west, and forty-eight north, range forty-three west, in the county of Ontonagon, Michigan, to the organized township of Ontonagon, in said county.

Senate bill No. 17, file No. 2, entitled

A bill to detach certain lands from the township of Eagle Harbor, in the county of Keweenaw, and to attach the same to the township of Sherman, in said county.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

EDWIN G. FOX, *Chairman.*

Report accepted.

The above named bills were placed on the order of third reading of bills.

On motion of Mr. Holbrook,

The Senate went into

#### EXECUTIVE SESSION,

The time being 2:25 o'clock P. M.

The Executive Session closed, the time being 3 o'clock P. M.



The President *pro tem.* announced the following:

MESSAGE FROM THE GOVERNOR.

EXECUTIVE OFFICE, MICHIGAN. }  
Lansing, January 18, 1889. }

*Lewis M. Miller, Secretary of the Senate:*

In compliance with your request, as directed by the Senate, I have the honor to herewith return Senate bill No. 15, not having given the same executive consideration.

Very respectfully,

C. G. LUCE,  
*Governor.*

Whereupon,

On motion of Mr. Dunstan,

The request of the House for the return of the above named bill was granted and the bill ordered returned.

On motion of Mr. Dunstan,

The rules were suspended, two-thirds of all the Senators present voting therefor,

And the Senate took up the order of

THIRD READING OF BILLS.

Senate bill No. 10 (file No. 1), entitled

A bill to attach the surveyed townships 48 north, range 42 west, and 48 north, range 43 west, in the county of Ontonagon, Michigan, to the organized township of Ontonagon, in said county,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Leavitt,	Mr. Toan,
Barringer,	Fox,	Milnes,	Wisner,
Berry,	Galbraith,	Palmer,	President
Blackwell,	Green,	Ranney,	<i>pro tem.,</i>
Chapman,	Gurney,	Taylor,	29
Den Herder,	Holbrook,		

NAYS.

0

Title agreed to.

Senate bill No. 17, file No. 2, entitled,

A bill to detach certain lands from the township of Eagle Harbor, in the county of Keweenaw, and to attach the same to the township of Shermah, in said county,

Was read a third time, and pending the taking of the vote thereon,

On motion of Mr. Milnes,

The bill was laid on the table.

Mr. Gurney moved that when the Senate adjourn to-day, it stand adjourned until Monday next at 9 o'clock P. M.;

Which motion prevailed.

Mr. Blackwell rose to a

## QUESTION OF PRIVILEGE,

which he stated as follows:

Inasmuch as I was unavoidably absent on Jan. 15, when the vote was had for United States Senator, I desire that it be made of record that had I been able to be present I would have named James McMillan as the candidate of my choice.

The President *pro tem.* announced that the question of privilege would be entered upon the Journal.

The Senate resumed the order of

## MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, Jan. 18, 1889.*

*To the President of the Senate :*

SIR,—I am instructed by the House to transmit the following entitled bill:  
House bill No. 32, entitled

A bill to amend sections 2, 4, 8 and 9 of an act entitled, "An act to revise the charter of the village of Burr Oak," being act No. 350 of the session laws of 1867, approved March 16, 1881, approved May 11, 1881.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on cities and villages.

On motion of Mr. Gurney,

The Senate adjourned.

The President *pro tem.* announced that the Senate would stand adjourned until Monday next, at 9 o'clock P. M.

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*Lansing, January 21, 1889.*

The Senate met and was called to order by the President *pro tem.* at 9 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Babcock, Blackwell, Dunstan, Fox, Gilmore, Holbrook, Green, Griffey, Leavitt, Toan.

On motion of Mr. Giddings,

Leave of absence was granted to all absentees for the day.

The President *pro tem.* then addressed the Senate as follows:

It becomes my painful duty at this time to announce the sad news of the death of the Lieutenant-Governor of Michigan, James H. Macdonald, made

doubly sad from the fact that in the midst of his usefulness, not only as an honorable official of this great State, but to the large business operations in which he was engaged, he should be so suddenly and tragically deprived of what only a few days since seemed so probably, many years of active and useful life. In the death of Lieutenant-Governor Macdonald the business interests in which he was so largely engaged have suffered an irreparable loss; the State deprived of an honored and just official and highly esteemed citizen, and his family of a cherished husband and a kind and indulgent father.

By unanimous consent, the Senate took up the order of

#### MOTIONS AND RESOLUTIONS.

Senator Taylor offered the following resolution:

*Resolved*, That a committee of three be appointed by the President *pro tempore* to draft appropriate resolutions expressive of the respect of this body for the late James H. Macdonald, President of the Senate, and of our sorrow at his untimely demise;

Which resolution was adopted.

The President *pro tem.* announced as such committee Messrs. Taylor, Palmer and Wisner.

Mr. Chapman offered the following resolution:

*Resolved*, that the Senators heretofore informally appointed during the adjournment of the Senate, viz., Messrs. Holbrook, Fox, Palmer, Green, Leavitt and Dunstan, with the Secretary of the Senate, be constituted a committee, on the part of the Senate, to attend the funeral of the late Lieut. Governor, Hon. Jas. H. Macdonald;

Which resolution was adopted.

Mr. Taylor offered the following resolution:

*Resolved*, That the President's desk and chair be draped in mourning, and that the thanks of the Senate are hereby extended to the Governor for the steps so promptly taken by him towards putting into effect these means of indicating our respect and sorrow;

Which resolution was adopted.

On motion of Mr. Chapman,

The Senate took a recess until 9:40 P. M.

#### AFTER RECESS.

Mr. Taylor offered the following concurrent resolution:

*Resolved* (the House concurring), That out of respect to the memory of the late James H. Macdonald, President of the Senate, the Legislature, when it adjourns, stand adjourned until Thursday, January 24.

The question being on the adoption of the resolution,

The resolution was adopted.

By unanimous consent the Senate took up the order of

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, Jan. 21, 1869. }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following concurrent resolution:

*Resolved* (the Senate concurring), That a committee of three be appointed by the Speaker to unite with a like committee on the part of the Senate, to draft suitable resolutions upon the tragic death of James H. Macdonald, Lieutenant Governor of this State, and to arrange for a joint memorial service on the 30th day of January, at 2:30 P. M.

Which has passed the House and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,  
The Senate concurred.

The President *pro tem.* announced as such committee on the part of the Senate, Messrs. Chapman, McCormick and Harshaw.

The President *pro tem.* also announced the following :

HOUSE OF REPRESENTATIVES, }  
*Lansing, Jan. 21, 1889.* }

*To the President of the Senate :*

SIR,—I am instructed by the House to return to the Senate the following concurrent resolution :

*Resolved* (the House concurring), that out of respect to the memory of the late James H. McDonald, President of the Senate, the Legislature when it *adjourns*, stand adjourned until Thursday, January 24.

*In the passage of which the House has concurred.*

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The message was laid on the table.

The President *pro tem.* announced the following :

HOUSE OF REPRESENTATIVES, }  
*Lansing, Jan. 21, 1889.* }

*To the President of the Senate :*

SIR,—I am instructed by the House, relative to the concurrent resolution authorizing a special joint committee of three from the Senate and three from the House, to draft resolutions commemorative of the late Lieutenant-Governor Macdonald,

Now to inform the Senate that Messrs. Pealer, Eaton and Wheaton have been appointed such committee on the part of the House.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The message was laid on the table.

On motion of Mr. Milnes,

The Senate adjourned.

The President *pro tem.* announced that the Senate would stand adjourned until Thursday, January 24, at 2 o'clock P. M.

*Lansing, January 24, 1889.*

The Senate met and was called to order by the President *pro tem* at 2 o'clock P. M.

Religious exercises by the Rev. Mr. Mead.

Roll called; a quorum present.

Absent without leave: Messrs. Blackwell, Griffey, and Rentz.

On motion of Mr. Milnes,

Leave of absence was granted to all absentees for the day.

#### PRESENTATION OF PETITIONS.

No. 20. By Mr. Milnes: Resolutions of Geo. A. Walker Post, No. 256, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington. Referred to the committee on military affairs.

No. 21. By Mr. Milnes: Resolutions of Colgrove Post, No. 166 G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 22. By Mr. Milnes: Petition of Calhoun county grange relative to the punishment of attorneys for the crime of embezzlement.

Referred to the committee on the judiciary.

No. 23. By Mr. McCormick: Resolutions of Joseph Smith Post, No. 215, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 24. By Mr. Babcock: Resolutions of Minon Pratt Post, No. 315, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 25. By Mr. Babcock: Resolutions of H. C. Gilbert Post, No. 47, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 26. By Mr. McCormick: Resolutions of W. G. Eaton Post, No. 34, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 27. By Mr. McCormick: Resolutions of Zack Chandler Post, No. 35, G. A. R., relative to the erection of a statue to Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 28. By Mr. Den Herder: Resolutions of Bartholomew Post, No. 136, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 29. By Mr. Den Herder: Resolutions of Phil Kearney Post, No. 37, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 30. By Mr. Den Herder: Resolutions of Perkins Post, No. 279, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 31. By Mr. Gurney: Resolutions of Gordon Post, No. 366, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 32. By Mr. Gurney: Resolutions of Gen. Thomas Post, No. 362, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 33. By Mr. Gurney: Resolutions of Joe Hooker Post, No. 26, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 34. By Mr. Gurney: Resolutions of Thos. A. Eddy Post, No. 196, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 35. By Mr. Galbraith: Resolutions of John Tooker Post, No. 197, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 36. By Mr. Palmer: Resolutions of Stanton Post, No. 37, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

#### REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 20, entitled

A bill to re-incorporate the city of Ann Arbor, revise the charter of said city and repeal all conflicting acts relating thereto,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 32, entitled

A bill to amend sections 2, 4, 8 and 9 of an act entitled, "An act to revise the charter of the village of Burr Oak," being act No. 350 of the session laws of 1867, approved March 16, 1881, approved May 11, 1881.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 32, entitled

A bill to incorporate the village of "Lake Odessa," in Ionia county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on finance and appropriations:

The committee on finance and appropriations, to whom was referred

House joint resolution No. 1, entitled

Joint resolution proposing an amendment to section 1, article 9, of the Constitution of this State, relative to the salary of Governor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN, *Chairman.*

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole and placed on the general order.

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following: .

HOUSE OF REPRESENTATIVES, }  
Lansing, January 19, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to re-return to the Senate the following bill:

Senate bill No. 15, entitled

A bill to punish burning or setting fire to mines or mine buildings,

Which passed the House the 16th inst., as shown by message of that date, and which bill was recalled by a resolution of the House;

Now to inform the Senate that the House has amended the title so as to read as follows:

A bill to punish burning or setting fire to mines, materials in mines, and mine buildings;

In which amended title the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The question being on agreeing to the title of the bill,

On motion of Mr. Chapman,

The bill was laid on the table.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, Jan. 18, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled bill:  
House bill No. 43, entitled

A bill to establish a bridge district in Bay county and to provide for the construction, care and maintenance of bridges therein;

Which has passed the House by a majority vote of all the members elect and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, Jan. 24, 1889.* }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled bill:

House bill No. 55, entitled

A bill to authorize certain proceedings to quiet titles to real estate in the county of Charlevoix, and to provide for the punishment of persons who may testify falsely, or who may corruptly attempt to acquire title in such real estate, or who shall willfully use or procure false testimony to establish his claim or title;

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

D. L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on the judiciary.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, Jan. 24, 1889.* }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled bill:

House bill No. 66, entitled

A bill to legalize the proceedings had in organizing and incorporating the city of Iron Mountain in Menominee county;

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on the judiciary.



## NOTICES.

Mr. Galbraith, for Mr. Palmer, gives notice that at some future day he would ask leave to introduce

A bill to authorize the city of Big Rapids to borrow money for the purpose of making public improvements in said city, and to issue its bonds for the payment of the same.

Mr. Galbraith, for Mr. Palmer, gives notice that at some future day he would ask leave to introduce

A bill to amend section 1 of act No. 128 of the laws of 1887, being an act entitled "An act for the requiring of a civil license in order to marry, and the due registration of the same, and to provide a penalty for the violation of the provisions of the same," and to extend the provisions of said act to non-residents of this State.

Mr. Galbraith gave notice that at some future day he would ask leave to introduce

A bill to amend act No. 135 of public acts of the session laws of 1885, entitled

"An act to amend, revise and consolidate the laws organizing asylums for the insane, and regulating the care and management thereof, and of the inmates therein," and to repeal act 164, laws of 1859; also act 194, laws of 1877; also act 91, laws of 1873, and the acts amendatory thereto; also act 172, laws of 1873.

Mr. Taylor gave notice that at some future day he would ask leave to introduce

A bill to repeal act No. 5 of the session laws of 1885, entitled

"An act to establish uniform time in the State of Michigan," approved February 17, 1885.

Mr. Taylor gave notice that at some future day he would ask leave to introduce

A bill to prohibit the manufacture, sale, furnishing and giving away of malt, brewed or fermented, spiritous and vinous liquors in certain counties of the State.

Mr. Berry gave notice that at some future day he would ask leave to introduce

A bill making an appropriation for the purchase of books for the State Library and for other purposes.

Mr. Gilmore gave notice that at some future day he would ask leave to introduce

A bill to regulate the price charged for the use of telephones, and fixing a penalty for its violation.

Mr. Chapman gave notice that on some future day he would ask leave to introduce

A bill to amend section 2 of chapter 183 of the compiled laws of 1871, being compiler's section 7291 of Howell's Annotated Statutes of Michigan; "of the commencement of suits, of process, and the service and return of original writs."

Mr. Chapman gave notice that on some future day he would ask leave to introduce

A bill to provide for the taxation and regulation of the business of manufacturing, selling, keeping for sale, furnishing, giving or delivering spiritous and intoxicating liquors, and malt, brewed or fermented liquors, and vinous

liquors in this State, and to repeal all acts or parts of acts inconsistent with the provisions of this act.

Mr. McCormick gave notice that on some future day he would ask leave to introduce

A bill to amend sections one, four, ten and twenty-five of chapter eighty-three of the compiled laws of eighteen hundred and seventy-one, as amended by act number fifty-two of the session laws of eighteen hundred and seventy-two, approved March twenty-ninth, eighteen hundred and seventy-two, being compiler's sections thirty-seven hundred and fifty-two, thirty-seven hundred and fifty-five, thirty-seven hundred and sixty-one, and thirty-seven hundred and seventy-five of Howell's annotated statutes relative to the formation of corporations for the purpose of engaging in commerce or navigation.

Mr. Chapman gave notice that at some future day he would ask leave to introduce

A bill to amend section 9 of article 2 of act No. 198 of the session laws of 1873, being an act entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management and to fix the duties and liabilities of all railroads and other corporations owning or operating any railroads in the State," as amended by act No. 177, session laws of 1877, and act No. 116, public acts of 1883.

#### MOTIONS AND RESOLUTIONS.

Mr. Chapman offered the following resolution:

*Resolved*, That no bill or resolution referred to a standing or select committee shall be reported upon adversely by said committee until such time as the introducer of said bill or resolution shall have been notified and given sufficient time to appear and show cause why said bill or resolution should be reported favorably;

Which resolution was adopted.

Mr. Chapman offered the following concurrent resolution:

*Resolved by the Senate* (the House concurring), That it is hereby made the duty of the standing committees on the several State institutions to report to their respective bodies, items in detail of all expenses that are contemplated, that go to make up the aggregate of the appropriations asked for by the several institutions respectively, such itemized statement to be made to the body where the appropriation bill originates. If the appropriation asked for is for buildings such report shall state as near as may be the ground measurements, the number of stories, the height of each, the style of architecture, and the kind of material intended. If the appropriation is for running expenses such report shall show the number of officers and employés, with the aggregated annual salary paid them, the number of inmates, with the amount per capita of cost to the State for the same, so itemized as to show the cost per capita for officers' salaries, for food, clothes, fuel, and lights, each item considered separately, so that the statements will show the comparative cost at the different institutions of the several items named for the year 1888, and the estimated per capita of the same items for the years 1889 and 1890. And in the case of educational institutions also the number of teachers employed, together with the salary paid each, and the number of pupils in each department, with the cost per capita for teachers' wages in the respective departments, and in like manner explaining particularly all appropria-

tions asked for by these institutions respectively, to the end that each member may vote intelligently thereon.

*Resolved further*, That it shall be the duty of such standing committees to report, also in detail, the condition of all funds of the institutions, respectively, on the 31st day of December, A. D. 1888, showing the amount of money on hand at that date, and to what fund the several items of the same belong, together with an estimate of the probable receipts from all sources other than the State, for the years 1889 and 1890.

*Resolved further*, That the chairmen of the committees on the several State institutions requiring appropriations, be requested to forward to the boards of management of the several institutions, a copy of the foregoing resolutions, with the request that the desired information be furnished them as speedily as possible.

*Resolved further*, That it is the sense of the Senate and the House that no appropriation bill for State institutions shall be acted upon, either in committee of the whole or in the Senate or House proper, until such report showing the figures in detail as called for in the foregoing resolutions, shall have been received and printed upon the Journal of the Senate or House for the consideration of the members at least three (3) days before such action is required.

The question being on the adoption of the resolution,

On motion of Mr. Milnes,

The resolution was laid upon the table.

On motion of Mr. Gurney,

The Senate adjourned.

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*Lansing, January 25, 1889.*

The Senate met and was called to order by the President *pro. tem.* at 2 o'clock P. M.

Religious exercises by the Rev. Mr. Beale.

Roll called: a quorum present.

Absent without leave: Mr. Colgrove.

On motion of Mr. Gorman,

Leave of absence was granted to Mr. Colgrove until next Monday.

#### PRESENTATION OF PETITIONS.

No. 37. By Mr. Giddings: Resolutions of John J. Bagley Post, No. 97, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 38. By Mr. Giddings: Resolutions of Carver Post No. 123, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs

No. 39. By Mr. Leavitt: Resolutions of Baxter Post, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 40. By Mr. Leavitt: Resolutions of McPherson Post No. 18, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 41. By Mr. Green: Resolutions of Gen. Chas. Griffin Post, No. 386, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 42. By Mr. Milnes: Resolutions of Farragut Post, No. 32, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 43 By Mr. Chapman: Resolutions of Dickerson Post, No. 6, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 44. By Mr. McCormick: Resolutions of Hudson Post, No. 317 G.A.R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 45. By Mr. Holbrook: Resolutions of Roberts Post, No.— G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 46. By Mr. Holbrook: Resolutions of Crawford Post, No. 11 G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 47. By Mr. Holbrook: Resolutions of H. F. Wallace Post, No. 310, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 48. By Mr. Gorman: Resolutions of Morgan Parker Post, No. 281, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 49. By Mr. Gorman: Resolutions of Wilsie Post, No. 314, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 50. By Mr. Gorman: Resolutions of Wm. Bell Post, No. 10, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 51. By Mr. Gorman: Resolutions of Comstock Post, No. 352, G. A. R., relative to the erection of a statue of Gen. Custer at Washington.

Referred to the committee on military affairs.

No. 52. By Mr. Blackwell: Petition of F. O. Dodge and 162 others relative to the game laws, compensation of game wardens and wolf bounties in the Upper Peninsula.

Referred to committee on State affairs.

No. 53. By Mr. Blackwell: Petition of L. C. North, R. C. McHesson and 72 others, relative to the bounty on wolves in the Upper Peninsula.

Referred to the committee on State affairs.

No. 54. By Mr. Blackwell: Petition of L. C. North, R. C. McKesson and 68 others, relative to the compensation of deputy game wardens.

Referred to the committee on State affairs.

No. 55. By Mr. Toan: Resolutions of Hathaway Post, No. 378, G. A. R., relative to the erection of a statue to Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 56. By Mr. Toan: Resolutions of Geo. A. Winans Post, No. 104, G. A. R., relative to the erection of a statue to Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 57. By Mr. Palmer: Resolutions of Andrew McCumber Post, No. 14, G. A. R., relative to the erection of a statue to Gen. Custer, at Washington.

Referred to committee on military affairs.

No. 58. By Mr. Gilmore: Resolutions of Addison Post, No. 279, G. A. R., relative to the erection of a statue to Gen. Custer, at Washington.

Referred to the committee on military affairs.

#### REPORTS OF STANDING COMMITTEES.

By the committee on judiciary,

The committee on judiciary to whom was referred

House bill No. 2, entitled

A bill for the relief of Charles Peterson,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Harshaw,	Mr. Rentz,
Barringer,	Giddings,	Holbrook,	Taylor,
Berry,	Gilmore,	Leavitt,	Toan,
Blackwell,	Gorman,	McCormick,	Wesselius,
Chapman,	Green,	Milnes,	Wisner,
Den Herder,	Griffey,	Nagel,	President
Dunstan,	Grosfield,	Palmer,	<i>pro tem.</i>
Fox,	Gurney,	Ranney,	30

#### NAYS.

0

Title agreed to.

On motion of Mr. Palmer,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and villages to whom was referred

House bill No. 43, entitled

A bill to establish a bridge district in Bay county, and to provide for the construction, care and maintenance of bridges therein.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

ALFRED MILNES, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Milnes,

The Senate concurred in the amendments made to the bill by the committee.

Pending its reference to the committee of the whole,

On motion of Mr. Wisner,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was read a third time, and pending the vote on its passage,

On motion of Mr. Gorman,

The bill was referred to the committee of the whole and placed on the general order.

By the committee on supplies and expenses:

The committee on supplies and expenses, to whom was referred the following resolution:

*Resolved.* That the Sergeant-at-arms be and is hereby authorized to procure suitable badges for himself and his two assistants, the chief janitor and his assistants and for the messenger boys of the Senate, and to see that one is worn by each of said officers at all times when on duty: *Provided*, said badges shall not cost to exceed one dollar each,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, to-wit: By striking out "one dollar" and inserting in lieu thereof "two dollars," recommending that the amendment be concurred in, and that the resolution, when so amended, be adopted, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman.*

Report accepted and committee discharged.

The question being on the adoption of the resolution as amended,

The resolution was adopted.

By the committee on supplies and expenses:

The committee on supplies and expenses, to whom was referred the following account:

January 7, 1889.

Michigan State Senate, to D. Edwards, Dr.,

To 4 doz. hat hooks at .25, \$5.00.

Received payment.

I hereby certify that the above bill is correct.

J. S. BRUBAKER,

*Sergeant-at-Arms, Senate.*

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending the allowance of the same, and asked to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman,*

Report accepted and the committee discharged.

On motion of Mr. Babcock,

The report was adopted.

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, January 25, 1889. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following concurrent resolution:

*Resolved by the House of Representatives* (the Senate concurring). That the moneys appropriated by the act of Congress, entitled "An act to provide aid to State and Territorial homes for the support of disabled soldiers and sailors of the United States," be accepted by this State, and that the Governor be and is hereby authorized to appoint an officer of this State to receipt for such moneys.

Which has passed the House, by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,

The Senate concurred.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, Jan. 25, 1889. }

*To the President of the Senate :*

SIR,—I am instructed by the House to transmit the following concurrent resolution:

*Resolved* (the Senate concurring) that the legislative postoffice be opened from 7.30 o'clock a.m. to 10 o'clock p.m., from Monday morning until Saturday night, and remain closed during Sunday of each week during this session of the Legislature.

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,

The Senate concurred.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, Jan. 25, 1889. }

*To the President of the Senate :*

SIR,—I am instructed by the House to transmit the following entitled bill: House bill No. 60, entitled

A bill to amend sec. 5 of chapter 3, of act No. 311 of the session laws of 1881, entitled

"An act to incorporate the city of Stanton," approved March 10, 1881, as amended by act No. 290 of the session laws of 1885, approved March 24, 1885.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and pending its reference.

On motion of Mr. Palmer,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Harshaw,	Mr. Rentz,
Barringer,	Giddings,	Holbrook,	Taylor,
Berry,	Gilmore,	Leavitt,	Toan,
Blackwell,	Gorman,	McCormick,	Wesselius,
Chapman,	Green,	Milnes,	Wisner,
Den Herder,	Griffey,	Nagel,	President
Dunstan,	Grosfield,	Palmer,	<i>pro tem.</i> ,
Fox,	Gurney,	Ranney,	30

## NAYS.

0

Title agreed to.

On motion of Mr. Palmer,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, January 25, 1889. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following, entitled bill:

House bill No. 22 (file No. 2), entitled

A bill to amend section 17 of chapter number 317 of Howell's annotated statutes, being compiler's section No. 9091, relative to offenses against the lives and persons of individuals.

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and referred to the committee on the judiciary.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, Jan. 25, 1889. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following, entitled bills:

1. House bill No. 10 (file No. 4), entitled

A bill authorizing and instructing the Auditor General to balance the accounts of the Michigan Soldiers' Home by transfers of funds.



2. House bill No. 36 (file No. 8), entitled

A bill for the protection of fish in the lake known as Swain's Lake in the township of Pulaski, Jackson county, for a period of five years.

Which have passed the House by a majority vote of all the members elect. and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Palmer,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was read a third time, and pending the vote on its passage,

On motion of Mr. Palmer,

The bill was referred to the committee on Soldiers' Home.

The second named bill was read a first and second time by its title, and referred to the committee on fisheries.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, January 25, 1889.* }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 11 (file No. 5), entitled

A bill providing for the admission of insane members of the Michigan Soldiers' Home to one of the insane asylums of this State.

2. House bill No. 33 (file No. 6), entitled

A bill to amend section 6 of act No. 70 of the public acts of 1885, entitled "An act to establish and regulate a mining school in the Upper Peninsula," approved May 1, 1885.

3. House bill No. 41 (file No. 7), entitled

A bill to provide for the incorporation of associations for the purpose of constructing, owning, controlling and leasing buildings, etc., for exposition and exhibition purposes;

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committees on Asylums for the Insane and Soldiers' Home, jointly.

The second named bill was read a first and second time by its title, and referred to the committee on mining school and mining interests.

The third named bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

#### NOTICES.

Mr. Griffey gave notice that at some future day he would ask leave to introduce

A bill to provide for the incorporation of Finnish National Brothers Temperance Association of North America.

Mr. Giddings gave notice that on some future day he would ask leave to introduce

A bill for the establishment and support of a State weather service.

Mr. Milnes gave notice that on some future day he would ask leave to introduce

A bill to amend section 31 of an act entitled, "An act to authorize the sale of the Southern railroad, and to incorporate the Michigan Southern Railroad Company," approved May 9th, 1846.

Mr. Blackwell gave notice that on some future day he would ask leave to introduce

A bill to amend section 5622 of the compiled laws of 1871, being compiler's sections 7173 and 7174 of annotated statutes, and to repeal sections 5626 and 5644 of the compiled laws of 1871, and 7195 of Howell's annotated statutes, relative to attorneys, solicitors and counsellors.

Mr. Blackwell gave notice that on some future day he would ask leave to introduce

A bill to incorporate the public schools of the township of Burt, in the county of Alger.

#### MOTIONS AND RESOLUTIONS.

Mr. Milnes moved to take from the table the following concurrent resolution:

*Resolved by the Senate* (the House concurring). That it is hereby made the duty of the standing committees on the several State institutions to report to their respective bodies, items in detail of all expenses that are contemplated, that go to make up the aggregate of the appropriations asked for by the several institutions respectively, such itemized statement to be made to the body where the appropriation bill originates. If the appropriation asked for is for buildings such report shall state as near as may be the ground measurements, the number of stories, the height of each, the style of architecture, and the kind of material intended. If the appropriation is for running expenses such report shall show the number of officers and employes, with the aggregated annual salary paid them, the number of inmates, with the amount per capita of cost to the State for the same, so itemized as to show the cost per capita for officers' salaries, for food, clothes, fuel, and lights, each item considered separately, so that the statements will show the comparative cost at the different institutions of the several items named for the year 1888, and the estimated per capita of the same items for the years 1889 and 1890. And in the case of educational institutions also the number of teachers employed, together with the salary paid each, and the number of pupils in each department, with the cost per capita for teachers' wages in the respective departments, and in like manner explaining particularly all appropriations

asked for by these institutions respectively, to the end that each member may vote intelligently thereon.

*Resolved further*, That it shall be the duty of such standing committees to report, also in detail, the condition of all funds of the institutions, respectively, on the 31st day of December, A. D. 1888, showing the amount of money on hand at that date, and to what fund the several items of the same belong, together with an estimate of the probable receipts from all sources other than the State, for the years 1889 and 1890.

*Resolved further*, That the chairmen of the committees on the several State institutions requiring appropriations, be requested to forward to the boards of management of the several institutions, a copy of the foregoing resolutions, with the request that the desired information be furnished them as speedily as possible.

*Resolved further*, That it is the sense of the Senate and the House that no appropriation bill for State institutions shall be acted upon, either in committee of the whole or in the Senate or House proper, until such report showing the figures in detail as called for in the foregoing resolutions, shall have been received and printed upon the Journal of the Senate or House for the consideration of the members at least three (3) days before such action is required.

Which motion prevailed.

The question being on the adoption of the resolution,

The resolution was adopted.

• Mr. Chapman moved to take from the table

Senate bill No. 15, entitled

A bill to punish burning or setting fire to mines or mine buildings.

The question being on concurring in the amendments made by the House to title of the bill,

On motion of Mr. Dunstan,

The Senate concurred.

The bill was referred to the committee on engrossment and enrollment for enrollment.

Mr. Babcock offered the following resolution relative to the purchase of a volume of Walker's Chancery Reports for the use of the Senate judiciary committee:

*Resolved by the Senate*, The the committee upon supplies and expenses be and they are hereby authorized and empowered to purchase one volume of Walker's Chancery Reports for the use of the Senate judiciary committee,

Which resolution was adopted.

Mr. Giddings offered the following resolution:

*Resolved*, That the Sergeant-at-Arms of the Senate be instructed to remove from any committee room of the Senate, containing the same, all beds, or bedroom furniture, and to keep such rooms clear from anything of that character during the present session.

Which resolution was adopted.

#### INTRODUCTION OF BILLS.

Mr. Chapman, previous notice having been given and leave being granted, introduced

Senate bill No. 35, entitled

A bill to amend section 2 of chapter 183 of the compiled laws of 1871,

being compiler's section 7291 of Howell's annotated statutes of Michigan, of the commencement of suits of process, and the service and return of original writs.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Taylor, previous notice having been given and leave being granted, introduced

Senate bill No. 36, entitled

A bill to repeal act No. 5 of the session laws of 1885, entitled

"An act to establish uniform time in the State of Michigan," approved February 17, 1885.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. McCormick, previous notice having been given and leave being granted, introduced

Senate bill No. 37, entitled

A bill to amend sections one, four, ten and twenty-five of chapter 83 of the compiled laws of 1871, as amended by act No. 52 of the session laws of 1872, approved March 29, 1872, being compiler's sections 3752, 3755, 3761, 3775 of Howell's annotated statutes, relative to the formation of corporations for the purpose of engaging in commerce or navigation.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Holbrook, previous notice not having been given, by unanimous consent, introduced

Senate bill No. 38, entitled

A bill to make an appropriation for the support of the State Agricultural College, for the erection and repair of buildings and other improvements at said college.

The bill was read a first and second time by its title and referred to the committee on Agricultural College.

Mr. Berry, previous notice having been given and leave being granted, introduced

Senate bill No. 39, entitled

A bill recommending an appropriation for State library,

The bill was read a first and second time by its title and referred to the committee on State library.

Mr. Blackwell, previous notice having been given and leave being granted, introduced

Senate bill No. 40, entitled

A bill making an appropriation for the use and maintenance of the university of Michigan.

The bill was read a first and second time by its title and referred to the committee on university.

Mr. Ranney, previous notice having been given and leave being granted, introduced

Senate bill No. 41, entitled

A bill to amend act No. 118 of the session laws of 1887, entitled "An act to provide for the better protection of lives of passengers and employes on railroad trains." Approved May 23, 1887.

The bill was read a first and second time by its title and referred to the committee on railroads.

Mr. Palmer, previous notice having been given and leave being granted, introduced

Senate bill No. 42, entitled,

A bill to authorize the city of Big Rapids to borrow money for the purpose of making public improvements in said city, and to issue its bond for the payment of the same.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Palmer, previous notice having been given and leave being granted, introduced

Senate bill No. 43, entitled

A bill to amend section 1 of act No. 128 of the laws of 1887, being an act entitled "An act for the requiring of a civil license in order to marry, and the due registration of the same, and to provide a penalty for the violation of the provisions of the same", and to extend the provisions of said act to non-residents of this State.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Giddings, previous notice having been given and leave being granted, introduced

Senate bill No. 44, entitled

A bill to amend section 3 of number 228 session laws of 1887, entitled "An act to provide for the appointment, fix the compensation and prescribe the duties of the stenographer of the circuit court for Manistee, Mason, Lake and Osceola counties, now composing the nineteenth judicial circuit.

The bill was read a first and second time by its title and referred to the committee on judiciary.

#### GENERAL ORDER.

On motion of Mr. Dunstan,

The Senate went into committee of the whole on the general order, whereupon,

The President *pro tem.* called Mr. Barringer to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

#### I.

House joint resolution No. 1 (file No. 1), entitled

Joint resolution proposing an amendment to section one, article nine, of the constitution of this State, relative to the salary of governor.

House bill No. 32, entitled

A bill to amend sections 2, 4, 8 and 9 of an act entitled, "An act to revise the charter of the village of Burr Oak," being act No. 350 of the session laws of 1867, approved March 16, 1881, approved May 11, 1881.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

House bill No. 43, entitled

A bill to establish a bridge district in Bay county and to provide for the construction, care and maintenance of bridges therein;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

J. E. BARRINGER, *Chairman*.

Report accepted.

The bill and joint resolution first named were placed on the order of third reading of bills.

On motion of Mr. Barringer,

The Senate concurred in the amendments made to the second named bill by the committee of the whole.

On motion of Mr. Dunstan,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the above second named bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows.

## YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Harshaw,	Mr. Ranney,
Barringer,	Giddings,	Holbrook,	Rentz,
Berry,	Gilmore,	Leavitt,	Taylor,
Blackwell,	Gorman,	McCormick,	Toan,
Chapman,	Green,	Milnes,	Wesselius,
Den Herder,	Griffey,	Nagel,	Wisner,
Dunstan,	Grosfield,	Palmer,	President
Fox,	Gurney,		<i>pro tem.</i> 30

## NAYS.

0

The question being on agreeing to the title,

On motion of Mr. Milnes,

The title of the bill was amended so as to read as follows:

"A bill to establish a bridge district in Bay county, and to provide for the appointment and election of commissioners, and for the construction, care and maintenance of bridges therein."

The title as amended was then agreed to.

On motion of Mr. Wisner,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Fox offered the following resolution:

*Resolved*, That when the Senate adjourns it stands adjourned until next Monday at 2 P. M.

Which resolution was adopted.

On motion of Mr. Gurney,

The Senate adjourned.

The President *pro tem.* announced that the Senate would stand adjourned until Monday next, at 2 o'clock P. M.

*Lansing, January 28, 1889.*

The Senate met and was called to order by the President *pro tem.* at 2 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Colgrove, Dunstan, Green, Gilmore, Gurney, Milnes, Nagle, Rentz and Wesselius.

On motion of Mr. Blackwell,

Leave of absence was granted to Mr. Dunstan until to-morrow night.

On motion of Mr. Den Herder,

Leave of absence was granted to Mr. Gurney for the day.

On motion of Mr. Grosfield,

Leave of absence was granted to Messrs. Nagle and Rentz for the day.

On motion of Mr. Giddings,

Leave of absence was granted to Mr. Colgrove for the day.

On motion of Mr. Fox,

Leave of absence was granted to Mr. Green for the day.

On motion of Mr. Chapman,

Leave of absence was granted to all absentees for the day.

#### PRESENTATION OF PETITIONS.

No. 59. By Mr. Ball: Resolutions of Col. Fenton Post, No. 24, G. A. R., relative to the erection of a statue of Gen. Custer at Washington.

Referred to the committee on military affairs.

No. 60. By Mr. Ball: Petition of M. Vanzile, Chas. R. Smith and 37 others, asking the Legislature to take some action relative to releasing the unearned Brule River and Ontonogan railroad lands.

Referred to the committee on railroads.

No. 61. By Mr. McCormick: Resolutions of the board of supervisors of Allegan county for the repeal of the mortgage tax law.

Referred to the committee on judiciary.

No. 62. By Mr. Blackwell: Resolutions of Col. Lombard Post, No. 170, G. A. R., relative to the erection of a statue of Gen. Custer at Washington.

Referred to the committee on military affairs.

No. 63. By Mr. Gorman: Resolutions of Carpenter Post, No. 180, G. A. R., relative to the erection of a statue of Gen. Custer at Washington.

Referred to the committee on military affairs.

No. 64. By Mr. Palmer: Resolutions of Gen. Wool Post, No. 164, G. A. R., relative to the erection of a statue of Gen. Custer at Washington.

Referred to the committee on military affairs.

No. 65. By Mr. Palmer: Petition of M. Brown and 200 other citizens of Big Rapids, asking for the passage of Senate bill authorizing said city to borrow money and issue its bonds therefor.

Referred to the committee on cities and villages.

No. 66. By Mr. Palmer: Resolutions of Andrews Post, No. 294, G. A. R., relative to the erection of a statue of Gen. Custer at Washington.

Referred to the committee on military affairs.

## REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following:

Senate bill No. 15, entitled

A bill to punish burning or setting fire to mines, materials in mines and mine buildings.

C. G. GRIFFEY,  
*Acting Chairman.*

Report accepted.

By the committee on State library:

The committee on State library, to whom was referred

Senate bill No. 39, entitled

A bill making an appropriation for the purchase of books for the State library and for other purposes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN G. BERRY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on finance and appropriations.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 21, entitled

A bill to provide for the appointment of an assistant prosecuting attorney for the county of Allegan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

## MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE, MICHIGAN. }  
*Lansing, January 26, 1889.* }

To the Senate:

I have this day approved, signed and deposited in the office of the Secretary of State,

Senate bill No. 15, being

An act to punish burning or setting fire to mines, materials in mines and mine buildings.

Very respectfully,

C. G. LUCE,  
*Governor.*

The message was laid on the table.



## MESSAGES FROM THE HOUSE.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, January 26, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following concurrent resolution:

*Resolved by the Senate* (the House concurring), That it is hereby made the duty of the standing committees on the several State institutions to report to their respective bodies, items in detail of all expenses that are contemplated, that go to make up the aggregate of the appropriations asked for by the several institutions respectively, such itemized statement to be made to the body where the appropriation bill originates. If the appropriation asked for is for buildings such report shall state as near as may be the ground measurements, the number of stories, the height of each, the style of architecture, and the kind of material intended. If the appropriation is for running expenses such report shall show the number of officers and employes, with the aggregated annual salary paid them, the number of inmates, with the amount per capita of cost to the State for the same, so itemized as to show the cost per capita for officers' salaries, for food, clothes, fuel, and lights, each item considered separately, so that the statements will show the comparative cost at the different institutions of the several items named for the year 1888, and the estimated per capita of the same items for the years 1889 and 1890. And in the case of educational institutions also the number of teachers employed, together with the salary paid each, and the number of pupils in each department, with the cost per capita for teachers' wages in the respective departments, and in like manner explaining particularly all appropriations asked for by these institutions respectively, to the end that each member may vote intelligently thereon.

*Resolved further*, That it shall be the duty of such standing committees to report, also in detail, the condition of all funds of the institutions, respectively, on the 31st day of December, A. D. 1888, showing the amount of money on hand at that date, and to what fund the several items of the same belong, together with an estimate of the probable receipts from all sources other than the State, for the years 1889 and 1890.

*Resolved further*, That the chairmen of the committees on the several State institutions requiring appropriations, be requested to forward to the boards of management of the several institutions, a copy of the foregoing resolutions, with the request that the desired information be furnished them as speedily as possible.

*Resolved further*, That it is the sense of the Senate and the House that no appropriation bill for State institutions shall be acted upon, either in committee of the whole or in the Senate or House proper, until such report showing the figures in detail as called for in the foregoing resolutions, shall have been received and printed upon the Journal of the Senate or House for the consideration of the members at least three (3) days before such action is required.

In the passage of which the House has concurred.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The message was laid on the table.

## NOTICES.

Mr. Holbrook gave notice that at some future day he would ask leave to introduce

A bill to repeal Act No. 157 of the session laws of 1885.

Mr. Blackwell gave notice that at some future day he would ask leave to introduce

A bill requiring the granting of certificates in certain cases for teaching to the graduates of the Michigan State University.

Mr. Den Herder gave notice that at some future day he would ask leave to introduce

A bill to amend section 20 of chapter 2 and section 16 of chapter 3 of Act No. 164 of the public acts of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," approved May 21, 1881, the same being compiler's sections 5052 and 5068 of Howell's annotated statutes of Michigan, as amended by Act No. 93 of the public acts of 1883, approved May 16, 1883, and by Act No. 266 of the public acts of 1887, approved June 27, 1887.

Mr. Fox gave notice that at some future day he would ask leave to introduce

A bill to provide for a uniformity of text-books in the primary schools of the county of Huron, Michigan.

Mr. Gorman gave notice that at some future day he would ask leave to introduce

A bill to reincorporate the village of Chelsea.

Mr. Giddings gave notice that at some future day he would ask leave to introduce

A bill to incorporate the village of Marion in Osceola county.

Mr. Harshaw gave notice that on some future day he would ask leave to introduce

A bill to vacate the villages of Au Sable and Oscoda in Iosco county, and to incorporate the city of Iosco.

## MOTIONS AND RESOLUTIONS.

Mr. Babcock offered the following resolution:

*Resolved by the Senate,* That the 12th Michigan Infantry be granted the use of the Senate Chamber on the occasion of its annual reunion, Friday, February 22.

The question being on the adoption of the resolution,

The resolution was adopted.

Mr. Leavitt offered the following preamble and resolution:

WHEREAS, on account of the vacancy in the office of Lieutenant-Governor, the Senate now has but one presiding officer; therefore

*Resolved,* That the Senate elect a temporary President to preside during the absence or disability of the President *pro. tem.*, and that such election be made the special order for Thursday, January 31, at 2.30 P. M.

The question being on the adoption of the resolution,

On motion of Mr. Taylor,

The resolution was referred to the committee on the judiciary.

## INTRODUCTION OF BILLS.

Mr. Griffey, previous notice having been given and leave being granted, introduced

Senate bill No. 45, entitled

A bill to provide for the incorporation of Finnish National Brothers Temperance Association of North America.

The bill was read a first and second time by its title and referred to the committee on banks and incorporations.

Mr. Giddings, previous notice having been given and leave being granted, introduced

Senate bill No. 46, entitled

A bill to amend section 2 of act 114 of the public acts of 1885, entitled "An act to provide for the continuance of actions in justices' courts in case of vacancy in the office or sickness, absence or other inability of the justice before whom the same shall have been commenced to perform the duties of his office."

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Blackwell, previous notice having been given and leave being granted, introduced

Senate bill No. 47, entitled

A bill to amend sections 5622 and 5623 of the compiled laws of 1871, being compiler's sections 7173 and 7174 of Howell's annotated statutes, and to repeal sections 5626 and 5644 of the compiled laws of 1871, being compiler's sections 7177 and 7195 of Howell's annotated statutes, relative to attorneys, solicitors and counselors.

The bill was read a first and second time by its title and referred to the committee on the judiciary.

## THIRD READING OF BILLS.

House joint resolution No. 1 (file No. 1), entitled

Joint resolution proposing an amendment to section 1, article 9, of the constitution of this State, relative to the salary of Governor,

Was read a third time and not passed, two-thirds of all the Senators elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Harshaw,	Mr. Ranney,
Barringer,	Galbraith,	Holbrook,	Taylor,
Berry,	Giddings,	Leavitt,	Toan,
Blackwell,	Griffey,	McCormick,	Wisner,
Chapman,	Grosfield,	Palmer,	President
Den Herder,			<i>pro tem.</i> , 21

## NAYS.

Mr. Gorman,

1

Mr. Taylor moved to reconsider the vote by which the Senate refused to pass the joint resolution;

Which motion prevailed.

Whereupon,

Mr. Giddings moved that the joint resolution be referred to the committee on constitutional amendments.

Pending the vote on which,

Mr. Taylor moved that the joint resolution be laid on the table;

Which motion did not prevail.

The question then being on the motion to refer the joint resolution to the committee on constitutional amendments,

The motion prevailed and the joint resolution was so referred.

House bill No. 32, entitled

A bill to amend sections 2, 4, 8 and 8 of an act entitled "An act to revise the charter of the village of Burr Oak," being act No. 350 of the session laws of 1887, approved March 16, 1881, approved May 11, 1881.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Harshaw,	Mr. Taylor,
Barringer,	Galbraith,	Holbrook,	Toan,
Berry,	Giddings,	Leavitt,	Wisner,
Blackwell,	Gorman,	McCormick,	President
Chapman,	Griffey,	Palmer,	<i>pro tem.</i> ,
Den Herder,	Grossfield,	Ranney,	22

### NAYS.

0

Title agreed to.

On motion of Mr. Ranney,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Gorman,

The Senate adjourned.

*Lansing, January 29, 1889.*

The Senate met and was called to order by the President *pro tem.* at 2 o'clock P. M.

Roll called: a quorum present.

The Secretary announced the following communication:

*Detroit, Mich., January 7, 1889.*

*To the Secretary of the State Senate:*

DEAR SIR,—The commercial travelers of Michigan have arranged for an excursion from Detroit to Washington and return, to take part in the inauguration of President Benjamin Harrison on March 4. We respectfully ask that you join us.

We will leave Detroit by the M. C. R. R., "The Niagara Falls Route," Friday, March 1st, at 8 P. M., arrive in Hornellsville on the Erie Ry. for break-

fast Saturday, March 2d; from there we go via the Erie R'y. and the picturesque Lehigh Valley R. R. to Philadelphia, stopping over at Mauch Chunk, "the Switzerland of America," 4 hours, giving all who wish to avail themselves of the opportunity of an excursion up the Switch Back. From Philadelphia we take the B. & O. R. R. to Washington, arriving in Washington on Sunday morning, March 3d. We will spend Sunday, Monday and Tuesday in Washington, leaving there at 6:00 A. M. Wednesday morning, arriving in Baltimore at 7:00 A. M., where we will take breakfast and have three hours to visit the Monumental City; then on to Philadelphia, where we will take dinner and have until 7:00 P. M. to pay our respects to the Quaker City. We will then take up the march to the City of the Straits, arriving home on the 7th.

The cost of transportation and one berth in sleeping car both ways will not exceed \$22.25 per capita. Berths in the sleeping cars while at Washington can be had for \$1.00 per night. We have secured 10 of the finest palace sleeping cars on wheels for this excursion, and in order to supply all who wish to go with us, we must have your name on or before February 1st to enable us to know what accommodations to secure. Please correspond with F. T. Collver, secretary, care of Col. Fred Farnsworth, Secretary Michigan Club, Detroit.

By committee of arrangements,

F. T. COLLVER, *Secretary*,  
E. MORTLOCK, *Treasurer*.

#### PRESENTATION OF PETITIONS.

No. 67. By Mr. McCormick: Resolutions of Ellsworth Post, No. 20, G. A. R., relative to the erection of a statue to Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 68. By Mr. Wisner: Resolutions of Morgan L. Gage Post, No. 375, G. A. R., relative to the erection of a statue to Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 69. By Mr. Holbrook: Resolutions of G. H. Ewing Post, No. 203, G. A. R., relative to the erection of a statue to Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 70. By Mr. Colegrove: Resolutions of Fitzgerald Post, No. 125, G. A. R., relative to the erection of a statue to Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 71. By Mr. Colgrove: Resolutions of Leonard Marsh Post, No. 214, G. A. R., relative to the erection of a statue to Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 72. By Mr. Colgrove: Resolutions of James B. Mason Post, No. 213, G. A. R., relative to the erection of a statue to Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 73. By Mr. Gorman: Petition of the President and Board of Trustees of the village of Chelsea for the passage of the bill incorporating said village.

Referred to the committee on cities on villages.

No. 74. By Mr. Toan: Resolutions of John Magerah Post, No. 132, G. A. R., relative to the erection of a statue of Gen. Custer at Washington.

Referred to the committee on military affairs.

No. 75. By Mr. Chapman: Resolutions of Phil Sheridan Post, No. 4, G. A. R., relative to the erection of a statue of Gen. Custer at Washington.

Referred to the committee on military affairs.

No. 76. By Mr. Gurney: Resolutions of John F. Reynolds Post, No. 52, G. A. R., relative to the erection of a statue of Gen. Custer at Washington.

Referred to the committee on military affairs.

#### REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 42, entitled

A bill to authorize the city of Big Rapids to borrow money for the purpose of making public improvements in said city, and to issue its bonds for the payment of the same.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Harshaw,	Mr. Ranney,
Barringer,	Giddings,	Holbrook,	Taylor,
Berry,	Gilmore,	Leavitt,	Toan,
Blackwell,	Gorman,	McCormick,	Wesselius.
Chapman,	Green,	Milnes,	Wisner,
Colgrove,	Grieffy,	Nagel,	President
Den Herder,	Grosfield,	Palmer,	<i>pro tem.</i>
Fox,	Gurney,		

29

#### NAYS.

0

Title agreed to.

On motion of Mr. Palmer,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on finance and appropriations:

The committee on finance and appropriations, to whom was referred the following resolution,

*Resolved*, That J. E. White act as clerk for the committee on asylums for the insane, while visiting the several asylums, making reports and drafting bills, when not employed with other committees of which he is a clerk,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, as they are of the opinion that the con-

current resolution passed on the 25th inst. will be the means of furnishing the desired information to the committee to the extent that no extra help will be needed and any outlay of money for such clerk hire at this time will be an unwarranted expenditure, and ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN, *Chairman.*

Report accepted.

On motion of Mr. Milnes,

The report was adopted.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

House bill No. 41, entitled

A bill to provide for the incorporation of associations for the purpose of constructing, owning, controlling and leasing buildings for exposition and exhibitions,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

F. B. GALBRAITH, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

Senate bill No. 45, entitled

A bill to provide for the incorporation of Finnish National Brothers Temperance Association of North America,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

F. B. GALBRAITH, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on supplies and expenses:

The committee on supplies and expenses, to whom was referred the following account:

Elgin Mifflin, ribbon for funeral badges.....	\$3 26
Miss O. A. Roberts, making one doz. badges.....	3 25

Respectfully reports that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending the allowance of the same, and asked to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman.*

Report accepted and the committee discharged.

On motion of Mr. Babcock,

The report was adopted.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 4, entitled

A bill to change the name of Edward Thomas Clutterback of the township of Sanborn, county of Alpena, State of Michigan, to Edward Thomas Sanborn.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on State affairs,

The committee on State affairs to whom was referred

Senate bill No. 11, entitled

A bill to amend section 19 of chapter 21 of Howell's annotated statutes of Michigan, being compiler's section No. 814, relative to fence viewers,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs to whom was referred Senate bill No. 19, entitled

A bill to change the name of Sibelia Carpenter to Sibelia Carpenter Davis,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 43, entitled

A bill to amend section 1 of act No. 128 of the laws of 1887, being an act entitled "An act for the requiring of a civil license in order to marry, and the due registration of the same, and to provide a penalty for the violation of the provisions of the same," and to extend the provisions of said act to non-residents of this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment,



and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Soldiers' Home:

The committee on Soldiers' Home, to whom was referred

House bill No. 10 (file No. 4), entitled

A bill authorizing and instructing the Auditor General to balance the accounts of the Michigan Soldiers' Home by transfer of funds.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Palmer,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Harshaw,	Mr. Rentz,
Barringer,	Giddings,	Holbrook,	Taylor,
Berry,	Gilmore,	Leavitt,	Toan,
Blackwell,	Gorman,	McCormick,	Wesselius,
Chapman,	Green,	Milnes,	Wisner,
Colgrove,	Griffey,	Nagel,	President
Den Herder,	Grosfield,	Palmer,	<i>pro tem.</i> ,
Fox,	Gurney,	Ranney,	30

#### NAYS.

0

Title agreed to.

On motion of Mr. Palmer,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following :

HOUSE OF REPRESENTATIVES, }  
Lansing, Jan. 28, 1889. }

To the President of the Senate :

Sir—I am instructed by the House to transmit the following entitled bill:  
House bill No. 52 (file No. 11), entitled

A bill to authorize the formation of corporations for acquiring, holding, leasing and selling real estate and for the erection of buildings thereon,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on banks and incorporations.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, Jan. 29, 1889.* }

*To the President of the Senate :*

SIR,—I am instructed by the House to transmit the following, entitled bill:

House bill No. 29, file No. 10, entitled

A bill to require all sureties on bonds in judicial proceedings to justify in writing and under oath, and prescribing the requirements of such justification.

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on judiciary.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, Jan. 29, 1889.* }

*To the President of the Senate :*

SIR,—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 74, file No. 15, entitled

A bill to amend sections 6 and 17 of chapter 125, of the compiled laws of 1871, being compiler's section 4829 and 4840 of Howell's annotated statutes, relative to the formation of joint stock companies for the purpose of owning and maintaining skating parks or rinks, and parks kept for ornament, recreation and amusement.

2. House bill No. 142, entitled

A bill to authorize school district No. 8, of the township of Waverly, in Van Buren county, to borrow money to be used in the construction of a school house and to issue bonds therefor.

Which has passed the House by a majority vote of all the members elect and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

The second named bill was read a first and second time by its title, and pending its reference.

On motion of Mr. Babcock,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Harshaw,	Mr. Rentz,
Barringer,	Giddings,	Holbrook,	Taylor,
Berry,	Gilmore,	Leavitt,	Toan,
Blackwell,	Gorman,	McCormick,	Wesselius,
Chapman,	Green,	Milnes,	Wisner,
Colgrove,	Griffey,	Nagel,	President
Den Herder,	Grosfield,	Palmer,	<i>pro tem.</i> ,
Fox,	Gurney,	Ranney,	30.

## NAYS.

0

Title agreed to.

On motion of Mr. Babcock,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

## NOTICES.

Mr. Green gave notice that at some future day he would ask leave to introduce

A bill making appropriations for the current expenses of the State Normal School for the years 1889 and 1890.

Mr. Wesselius gave notice that at some future day he would ask leave to introduce

A bill to provide wives with property and maintenance from their husband's estates when neglected or deserted by them or when the husband has become an habitual drunkard, or has practiced extreme cruelty towards his wife or committed any offense sufficient to entitle the wife to a decree of divorce, and to repeal all acts or parts of acts in conflict thereof.

Mr. Wesselius gave notice that at some future day he would ask leave to introduce

A bill to prevent the summoning of talesmen in courts of record to fill up juries empanelled to try civil cases, from bystanders or persons in the court room, or halls of the building leading to the court room, or who are attending the trial for the purpose of securing a place upon juries.

Mr. Wesselius gave notice that at some future day he would ask leave to introduce

A bill to amend section 22 of chapter 177 of the compiled laws of 1871, being section 6776 of Howell's annotated statutes, relative to oaths of executors, administrators, guardians, etc., in proceedings in probate court.

Mr. Griffey gave notice that at some future day he would ask leave to introduce

A bill to amend section 1 of article 4, of Act No. 198, session laws of 1873.

as amended by Act No. 98, session laws of 1875, providing for the use of air brakes on railroad trains.

Mr. Wesselius gave notice that at some future day he would ask leave to introduce

A bill to repeal section 21 of chapter 177 of the compiled laws of 1871, being section 6775 of Howell's annotated statutes relative to oaths of executors, administrators and guardians to accounts to be rendered to probate court.

Mr. Wesselius gave notice that at some future day he would ask leave to introduce

A joint resolution to amend section six of article 6 of the constitution of the State of Michigan relative to circuit courts.

Mr. Wesselius gave notice that at some future day he would ask leave to introduce

A bill to amend section 1 of an act entitled "An act to authorize proceedings by garnishment in the circuit courts and the district court of the Upper Peninsula, approved March 16, 1861.

Mr. Wesselius gave notice that on some future day he would ask leave to introduce

A bill to authorize the West Side Building and Loan Association, of Grand Rapids, Michigan, to increase its capital stock to two million dollars.

Mr. Colgrove gave notice that at some future day he would ask leave to introduce

A bill to regulate the enforcement and discharge of mechanics liens filed under the provisions of sections 1 to 24 inclusive of chapter 290 of Howell's annotated statutes of the State of Michigan and the acts amendatory thereof.

Mr. Galbraith gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of the city of Pontiac.

Mr. Toan gave notice that at some future day he would ask leave to introduce

A bill for appropriating moneys, etc., for Michigan asylum for insane criminals.

Mr. Gorman gave notice that at some future day he would ask leave to introduce

A bill to authorize the township board of the township of Superior, in Washtenaw county, to appropriate the tax of the Ypsilanti Paper Company for the rebuilding or repairing of a bridge built by said paper company, situated in the township of Ypsilanti, Washtenaw county.

Mr. Gorman gave notice that on some future day he would ask leave to introduce

A bill to provide for the taxation of the property of railroad companies organized under the laws of the State of Michigan at its actual cash value, in the same manner and upon the same basis that other real and personal estate is taxed under existing laws, and to repeal all statutes and acts contravening the provisions of this act.

Mr. Giddings gave notice that at some future day he would ask leave to introduce

A bill to provide for the appointment of a superintendent of public printing, to define his powers and duties and fix his compensation.

Mr. Gilmore gave notice that at some future day he would ask leave to introduce

A bill providing for the appointment, defining the duties, and fixing the compensation of a stenographer for the first judicial district of Michigan.

#### MOTIONS AND RESOLUTIONS.

Mr. Gorman offered the following resolution :

WHEREAS, The name of our fellow associate, the Hon. Lewis G. Palmer, Senator from the twenty-third senatorial district of Michigan, has been most favorably mentioned as an extremely acceptable candidate for the office of United States District Attorney for the western district of Michigan, and

WHEREAS, With much pride, each Senator in this chamber, regardless of politics or past associations, vies with each other in doing honor to him, the most distinguished member of this body, in recognition for his unswerving fidelity to duty, his unquestioned ability, his recognized impartiality in the discharge of every duty, and the manly frankness with which he discloses his convictions on every subject; therefore be it

*Resolved by the Senate of the State of Michigan,* That we do most earnestly urge upon the incoming administration of President-elect Benjamin Harrison the appointment as U. S. District Attorney for the Western District of Michigan, the Hon. Lewis G. Palmer, with the fullness of confidence that the able discharge of the duties of that position will be an honor and source of pride to the whole people.

The question being on the adoption of the resolution,

Mr. Giddings demanded the yeas and nays.

The resolution was then unanimously adopted by yeas and nays as follows:

#### YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Harshaw,	Mr. Rentz,
Barringer,	Giddings,	Holbrook,	Taylor,
Berry,	Gilmore,	Leavitt,	Toan,
Blackwell,	Gorman,	McCormick,	Wesselius,
Chapman,	Green,	Milnes,	Wisner,
Colgrove,	Griffey,	Nagel,	President
Den Herder,	Grosfield,	Ranney,	<i>pro tem.</i>
Fox,	Gurney,		

29

#### NAYS.

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Mr. Leavitt offered the following resolution :

*Resolved,* That a select committee of the Senate be appointed by the chair, to be known as the "special committee on elections," to whom all bills relating to, and all changes in election laws, shall be referred. It shall be the duty of such committee to examine the system of laws relating to elections, and to report to the Senate within the time limited for the introduction of bills, such bills as, in their opinion, may be necessary to adapt existing laws to the probable changes that may be demanded at the present session; and in the prosecution of such work the committee is hereby authorized to employ a clerk.

The question being on the adoption of the resolution,

On motion of Mr. Leavitt,

The resolution was referred to the committee on the judiciary.

## INTRODUCTION OF BILLS.

Mr. Wisner, previous notice not having been given, by unanimous consent, introduced

Senate bill No. 48, entitled

A bill to authorize the appointment of females as deputy county clerks and deputy registers in chancery and to legalize all acts heretofore performed by females as such deputies.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Wisner, previous notice having been given and leave being granted, introduced

Senate bill No. 49, entitled

A bill to regulate the form of policy and contract under which insurance shall be granted, and the amount to be paid by insurance companies in cases of loss by the assured to prevent combinations and compacts, and to repeal inconsistent acts.

The bill was read a first and second time by its title and referred to the committee on insurance.

Mr. Wisner, previous notice having been given and leave being granted introduced

Senate bill No. 50, entitled

A bill to regulate the rental allowed for the use of telephones and fixing a penalty for its violation.

The bill was read a first and second time by its title and referred to the committee on railroads.

Mr. Wisner, previous notice having been given and leave being granted, introduced

Senate bill No. 51, entitled

A bill to regulate the amount which telephone companies doing business in this State can charge for the use of its instruments.

The bill was read a first and second time by its title and referred to the committee on railroads.

Mr. Milnes, previous notice having been given and leave being granted, introduced

Senate bill No. 52, entitled

A bill to amend sec. 31 of an act entitled "An act to authorize the sale of the Southern Railroad and to incorporate the Michigan Southern Railroad Company, approved May 9th, 1846.

The bill was read a first and second time by its title, and referred to the committee on railroads.

Mr. Colgrove, previous notice having been given and leave being granted, introduced

Senate bill No. 53, entitled

A bill to amend sections 32 and 34 of an act entitled, "An act to amend sections 4, 7, 16, 17, 20, 22, 29, 31, 32, 34, 38 and 39 of 'An act to incorporate the city of Hastings, approved March 11, 1871,' " as amended by an act amendatory thereof, approved April 2, 1873.

The bill was read a first and second time by its title, and referred to the committee on cities and villages.

Mr. Fox, previous notice having been given and leave being granted, introduced

Senate bill No. 54, entitled

A bill to provide for uniformity of text books in the primary schools of Huron county.

The bill was read a first and second time by its title and referred to the committee on education and public schools.

Mr. Gorman, previous notice having been given and leave being granted, introduced

Senate bill No. 55, entitled

A bill to re-incorporate the village of Chelsea.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Giddings, previous notice having been given and leave being granted, introduced

Senate bill No. 56, entitled

A bill to incorporate the village of Marion in Osceola county.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Den Herder previous notice having been given and leave being granted, introduced

Senate bill No. 57, entitled

A bill to amend section 20 of chapter 2 and section 16 of chapter 3 of act No. 164 of the public acts of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," approved May 21, 1881, the same being compiler's sections 5052 and 5068 of Howell's annotated statutes of Michigan, as amended by act No. 93 of the public acts of 1883, approved May 16, 1883, and by act No. 266 of the public acts of 1887, approved June 27, 1887.

The bill was read a first and second time by its title and referred to the committee on education and public schools.

On motion of Mr. Holbrook,

The Senate went into

#### EXECUTIVE SESSION,

The time being 3 o'clock P. M.

The Executive Session closed, the time being 3:10 o'clock P. M.

Mr. Giddings moved that when the Senate adjourn it stand adjourned until to-morrow at 1 o'clock P. M.

Mr. Taylor moved to amend by making the hour of adjournment 10 A. M., instead of 1 P. M.

Which motion did not prevail.

The original motion then prevailed.

On motion of Mr. Green,

The Senate adjourned.

The President *pro tem.* announced that the Senate would stand adjourned until tomorrow at 1 o'clock P. M.

*Lansing, January 30, 1889.*

The Senate met and was called to order by the President *pro tem.* at 1 o'clock P. M.

Roll called: a quorum present.

#### PRESENTATION OF PETITIONS.

No. 77. By Mr. Gurney: Resolutions of Samuel Judd Post, No. 133, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 78. By Mr. Holbrook: Remonstrance of Joel G. Bradner, J. N. Hedden, O. R. Pettengill and others, members of Plymouth Grange No. 389, against the repeal of the mortgage tax law.

Referred to the committee on judiciary.

No. 79. By Mr. Ball: Resolutions of John Gilluly Post, No. 114, G. A. R., relative to the erection of a statue of Gen. Custer at Washington.

Referred to the committee on military affairs.

No. 80. By Mr. Ranney: Resolutions of Walter Orr Post, No. 312, G. A. R., relative to the erection of a statue of Gen. Custer at Washington.

Referred to the committee on military affairs.

No. 81. By Mr. Leavitt: Resolutions of Walter Olifford Post, No. 235, G. A. R., relative to the erection of a statue of Gen. Custer at Washington.

Referred to the committee on military affairs.

#### REPORTS OF STANDING COMMITTEES.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

House bill No. 74 (file No. 15), entitled

A bill to amend sections 6 and 17 of chapter 125 of the compiled laws of 1871, being compiler's sections 4829 and 4840 of Howell's annotated statutes relative to the formation of joint stock companies for the purpose of owning and maintaining skating parks or rinks, and parks kept for ornament, recreation and amusement,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

F. B. GALBRAITH, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Galbraith,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:



## YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Holbrook,	Mr. Rentz,
Barringer,	Giddings,	Leavitt,	Taylor,
Berry,	Gilmore,	McCormick,	Toan,
Chapman,	Green,	Milnes,	Wesselius,
Colgrove,	Griffey,	Nagel,	Wisner,
Den Herder,	Gurney,	Palmer,	President
Dunstan,	Harshaw,	Ranney,	<i>pro tem.,</i>

27

## NAYS.

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Title agreed to.

On motion of Mr. Galbraith,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on banks and incorporations:

The committee on banks and incorporations to whom was referred

House bill No. 52 (file No. 11), entitled

A bill to authorize the formation of corporations for acquiring, holding leasing and selling real estate and for the erection of buildings thereon,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

F. B. GALBRAITH, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wesselius,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Wesselius,

The bill was laid on the table.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 56, entitled

A bill to incorporate the village of Marion in Osceola county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Giddings,

The bill was laid on the table.

By committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 55, entitled

A bill to re-incorporate the village of Chelsea,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Gorman,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was read a third time, and pending the taking of the vote thereon,

By unanimous consent,

Mr. Galbraith moved to amend the bill as follows:

By inserting in section 6, after the word "thereof," the words "or publishing the same in some newspaper printed in said village;"

Which motion prevailed and the bill was so amended.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Harshaw,	Mr. Ranney,
Barringer,	Giddings,	Holbrook,	Rentz,
Berry,	Gilmore,	Leavitt,	Taylor,
Chapman,	Gorman,	McCormick,	Toan,
Colgrove,	Green,	Milnes,	Wesselius,
Den Herder,	Griffey,	Nagel,	Wisner,
Dunstan,	Grosfield,	Palmer,	President,
Fox,	Gurney,		<i>pro tem.</i> , 30

#### NAYS.

0

Title agreed to.

On motion of Mr. Gorman,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred Senate bill No. 53, entitled

A bill to amend secs. 32 and 34 of an act entitled "An act to amend secs. 4, 7, 16, 17, 20, 22, 29, 31, 32, 34, 38, and 39 of 'an act to incorporate the city of Hastings,' approved March 11, 1871," as amended by an act amendatory thereof, approved April 2, 1873,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on supplies and expenses:

The committee on supplies and expenses, to whom was referred the following account:

West Publishing Co., Vols. 29 to 39 N. W. Reporter. Subscription to the N. W. Reporter to July, 1889, \$36,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending the allowance of the same, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman.*

Report accepted.

On motion of Mr. Babcock,

The report was adopted.

By unanimous consent, Mr. Holbrook moved that the committee on State affairs, to whom was referred

Senate bill No. 14, entitled

A bill to provide for the erection of an executive mansion, and for heating and furnishing the same,

Be requested to report the same back to the Senate, that it may be ordered printed for the use of the committee;

Which motion prevailed.

By the committee on State affairs.

The committee on State affairs, to whom was referred

Senate bill No. 14, entitled

A bill to provide for the erection of an executive mansion and for heating and furnishing the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that it be printed for the use of the committee.

W. IRVING BABCOCK, *Chairman.*

Report accepted.

The bill was ordered printed for the use of the committee.

By the committee on judiciary:

The committee on judiciary, to whom was referred a resolution of which the following is a copy:

WHEREAS, On account of the vacancy in the office of Lieutenant Governor, the Senate now has but one presiding officer; therefore,

*Resolved*, That the Senate elect a temporary President to preside during the absence or disability of the President *pro tem.*, and that such election be made the special order for Thursday, January 31, at 2:30 P. M.,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the resolution, when so amended, be adopted, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged,

The resolution as amended by the committee reads as follows:

WHEREAS, On account of the vacancy in the office of Lieutenant-Governor the Senate now has but one presiding officer; therefore,

*Resolved*, That the Senate elect a temporary President to preside during the absence or disability of the President *pro tem.*, and to hold his office during the vacancy in the office of Lieutenant-Governor, and that such election be made the special order for Thursday, January 31, at 2:30 P. M.

The amendments made to the resolution by the committee, were concurred in.

The question being on the adoption of the resolution as amended,

The resolution was adopted, two-thirds of all the Senators present voting therefor.

MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, January 29, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 42, entitled

A bill to authorize the city of Big Rapids to borrow money for the purpose of making public improvements in said city, and to issue its bond for the payment of the same.

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,  
DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, January 30, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 51 (file No. 24), entitled

A bill to amend section 6440 of the compiled laws of 1871, being section 8032 of Howell's annotated statutes of Michigan, relative to the liabilities of garnishees in justice courts.

2. House bill No. 65 (file No. 27), entitled

A bill to amend section 10 of chapter 12 of the compiled laws of 1871, being compiler's section 679 of Howell's annotated statutes relative to the election of overseers of highways;

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on roads and bridges.

## NOTICES.

Mr. Dunstan gave notice that at some future day he would ask leave to introduce

A joint resolution surrendering and quitclaiming back to the United States certain lands granted to the State of Michigan by act of Congress, approved June 3, 1856, to aid in construction of a railroad from Ontonagon to the Wisconsin State line.

Mr. Dunstan gave notice that at some future day he would ask leave to introduce

A bill to amend an act entitled "An act to amend section 1 of act number sixteen (16), session laws of 1882, being continuous section 4904 of Howell's annotated statutes, relative to renewing the incorporation of companies organized for mining and manufacturing purposes," approved March 19, 1887.

Mr. Giddings gave notice that at some future day he would ask leave to introduce

A bill making an appropriation for the Michigan School for the Deaf for the years 1889 and 1890.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report, as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 42, entitled

A bill to authorize the city of Big Rapids to borrow money for the purpose of making public improvements in said city, and to issue its bonds for the payment of the same.

JAMES W. McCORMICK, *Chairman.*

Report accepted.

## MOTIONS AND RESOLUTIONS.

Mr. Gilmore offered the following resolution:

*Resolved*, That the Auditor General be and he hereby is requested at his earliest convenience to furnish for the use of the Senate a statement showing:

1st. The amount of the annual tax collected of each telephone company, pursuant to the provisions of act 168 of the session laws of 1881.

2d. The assessed valuation of the several telephone lines for 1881 and subsequent years, together with the rate of taxation for each year.

The question being on the adoption of the resolution,

The resolution was adopted.

Mr. Gorman offered the following resolution:

*Resolved*, That the committee on printing be instructed to forthwith inquire the cause of neglect or delay of printing bills sent to the State printer.

The question being on the adoption of the resolution,

The resolution was adopted.

Mr. Giddings offered the following resolution:

*Resolved*, That when the Senate adjourns to-day it adjourn until to-morrow morning at 10 o'clock.

Mr. Chapman moved to amend the resolution by fixing the time of adjournment 9 o'clock instead of 10 o'clock;

Which motion prevailed.

The resolution as amended was then adopted.

Mr. Galbraith offered the following concurrent resolution:

*Resolved by the Senate* (the House concurring), that the Secretary of State be and is hereby respectfully requested to furnish to both Houses of the Legislature a detailed statement of the amount paid by the respective counties of this State for meetings of the boards of supervisors for the years 1887 and 1888 respectively. If the Secretary of State has not on file in his office the data from which such statements can be made, that he be authorized to issue circulars addressed to the various county clerks of the respective counties of the State, requiring such information from them as will be necessary to enable him to make such report.

The question being on the adoption of the resolution,

Which resolution was adopted.

Mr. Dunstan rose to a

#### QUESTION OF PRIVILEGE,

And stated that he was absent from the Senate yesterday on State business when the Senate had under consideration the following resolution:

WHEREAS, The name of our fellow associate, the Hon. Lewis G. Palmer, Senator from the twenty-third senatorial district of Michigan, has been most favorably mentioned as an extremely acceptable candidate for the office of United States District Attorney for the western district of Michigan, and

WHEREAS, With much pride, each Senator in this chamber, regardless of politics or past associations, vies with each other in doing honor to him, the most distinguished member of this body, in recognition for his unswerving fidelity to duty, his unquestioned ability, his recognized impartiality in the discharge of every duty, and the manly frankness with which he discloses his convictions on every subject; therefore be it

*Resolved by the Senate of the State of Michigan*, That we do most earnestly urge upon the incoming administration of President-elect Benjamin Harrison the appointment as U. S. District Attorney for the Western District of Michigan the Hon. Lewis G. Palmer, with the fullness of confidence that the able discharge of the duties of that position will be an honor and source of pride to the whole people.

Had he been present his vote would have been given in favor of the adoption of said resolution.

The President *pro tem.* announced that the question of privilege would be spread at length on the Journal.

#### INTRODUCTION OF BILLS.

Mr. Griffey, previous notice having been given and leave being granted, introduced

Senate bill No. 58, entitled

A bill to amend section 1 of article 4, of Act No. 198, session laws of 1873, as amended by Act No. 98, session laws of 1875, providing for the use of air brakes on railroad trains.

The bill was read a first and second time by its title, and referred to the committee on railroads.

Mr. Colgrove, previous notice having been given and leave being granted, introduced

Senate bill No. 59, entitled

A bill to regulate the enforcement and discharge of mechanics' liens filed under the provisions of sections 1 to 24 inclusive of chapter 290 of Howells annotated statutes of the State of Michigan and the acts amendatory thereof.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Toan, previous notice having been given and leave being granted, introduced

Senate bill No. 60, entitled

A bill for appropriating moneys, etc., for Michigan asylum for insane criminals.

The bill was read a first and second time by its title and referred to the committee on asylum for the criminal insane.

Mr. Green, previous notice having been given and leave being granted, introduced

Senate bill No. 61, entitled

A bill making appropriations for the current expenses of the State Normal School for the years 1889 and 1890.

The bill was read a first and second time by its title and referred to the committee on normal school.

Mr. Gilmore previous notice having been given and leave being granted, introduced

Senate bill No. 62, entitled

A bill providing for the appointment, defining the duties, and fixing the compensation of a stenographer for the first judicial district of Michigan.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Gilmore, previous notice not having been given, by unanimous consent introduced

Senate bill No. 63, entitled

A bill to provide for the incorporation of trust, deposit and security companies, and to repeal act 58 of the session laws of 1871, approved March 29, 1871, entitled "An act to provide for the incorporation of trust, deposit and security companies," being chapter 88 of Howell's annotated statutes, also to repeal act No. 123 of session laws of 1883, approved May 25, 1883, entitled "An act to amend section 9 of act 58 of the session laws of 1871," approved March 29, 1871, being compiler's section 2290 relative to the corporate rights of trust, deposit and security companies.

The bill was read a first and second time by its title and referred to the committee on banks and incorporations.

Mr. Wesseliuss previous notice not having been given, by unanimous consent, introduced

Senate bill No. 64, entitled

An act to prevent dealers in second hand goods, junk shop keepers, peddlers of tinware and rag and paper buyers, pawnbrokers and hawkers, from purchasing any goods, thing, article or articles from minors without the written consent of the parent or guardian of such minors.

The bill was read a first and second time by its title and referred to the committee on state affairs.

Mr. Giddings, previous notice having been given and leave being granted, introduced

Senate bill No. 65, entitled

A bill making an appropriation for the support and expenses of a state weather service.

The bill was read a first and second time by its title and referred to the committees on agricultural interests and agricultural college, jointly.

The Sergeant-at-Arms announced a committee from the House who informed the Senate that the House was ready to meet the Senate in joint convention.

The Senate then proceeded to Representative Hall to meet the House in joint convention.

[For proceedings in joint convention see House Journal.]

The Senate returned to the Senate chamber.

A quorum present.

The President *pro tem.* announced that the Senate had met the House in joint convention and had participated in services in memory of the late James H. Macdonald, Lieutenant Governor and President of the Senate, and that the two Houses in joint convention had unanimously adopted, by a rising vote, the following resolutions:

WHEREAS, On the 19th inst. the Honorable James H. Macdonald, Lieutenant Governor of Michigan, who, but a few hours before had parted with us in full health and good cheer, lost his life by a casualty which racked him with the pains and agony of dismemberment, the intelligence of which came to us all with such shocking force, and being deeply moved by this sad stroke, but acknowledging the supremacy of that Power whose ways are not as our ways, and realizing that whatever is, comes of that mind whose thoughts are not as our thoughts, we pause in the discharge of our public duties and bow our heads in humbleness and sorrow before this great affliction.

The people of this State recall his successful and honorable career, and sincerely mourn his loss.

The community of his home remember his enterprise, his model citizenship, his firmness of character, his charity and good fellowship, and say with one accord, this loss is irreparable.

The family circle suffers the bereavement of a kind husband and an indulgent father, whom they loved for so many years, and we, his associates of the Legislature of 1889, knowing the solid worth of Lieut. Governor Macdonald, and remembering him as a cordial, kind-hearted man, with unassuming and genial manner toward his associates and subordinates, do hereby

*Resolve*, That in his tragic death we deplore the loss of an honest, incorruptible servant of the people, who has left a stainless record, and the entire State may justly join in tribute to his memory.

That his life is another illustration of what a poor boy may achieve by industry, faithfulness of purpose, and sterling integrity; elements of character which all may have, and which largely wrought his success.

That we extend to the members of his family our heartfelt sympathy and condolence, and that this preamble and resolution be spread upon the Journals of the respective houses, and that the Secretary of the Senate be directed to procure the engrossment of a copy thereof, and transmit the same to the widow of the deceased.

That the Secretary of the Senate and the Clerk of the House be instructed to insert in their respective Journals a memorial page commemorative of the life and services of the deceased; and further,



That as an additional mark of respect to the memory of the late Lieutenant Governor Macdonald, the Secretary of the Senate and the Clerk of the House be directed to compile and prepare for publication the action taken by the Legislature upon his death, and the eulogies pronounced upon his life and character, the same to be printed in pamphlet form for circulation among the friends of the deceased, and that one thousand copies of said pamphlet be printed; four hundred for the use of the Senate and six hundred for the use of the House.

#### REPORT OF SELECT COMMITTEE.

The special committee appointed by the Senate to draft resolutions expressive of the sense of this body at the sudden death of its presiding officer, Hon. James H. McDonald, begs leave to submit the following resolutions and recommend their adoption:

*Resolved*, That the Senate has received with profound sensibility the announcement of the sudden and tragic death of Hon. James H. Macdonald, late Lieutenant Governor and President of this body.

*Resolved*, That in the demise of our late presiding officer, the State has suffered the loss of an able and faithful public servant, an upright citizen and a man of affairs so sagacious and energetic that the business interests of his part of the State will long feel the disaster of his death.

*Resolved*, That the Senate tenders the family and relatives of the deceased the assurance of its deep sympathy in their bereavement.

*Resolved*, That the Secretary be directed to transmit to the family of Mr. Macdonald a copy of the foregoing resolutions.

R. L. TAYLOR, *Chairman*.

Report accepted and the committee discharged.

The question being on the adoption of the resolutions,

The resolutions were unanimously adopted by a rising vote.

Senator Wisner announced that the Hon. Columbus V. Tyler, Senator-elect from the Twenty-fifth district, was present and desired to take his seat.

The Senator-elect then came forward, took and subscribed the constitutional oath of office and entered upon the discharge of his duties as Senator.

The President *pro tem*. announced the receipt of the following telegram, which was read by the Secretary:

MUSKEGON, MICH., *January 30, 1889.*

*To Hon. Wm. Ball, President of Senate:*

Ill health prevents my attendance to-day, and I take this method of expressing my sympathy and appreciation of the deceased Lieutenant Governor.

HENRY H. HOLT.

Thereupon,

As a further mark of respect to the memory of the late Lieutenant Governor,

On motion of Mr. Taylor,

The Senate adjourned.

The President *pro tem*. announced that the Senate would stand adjourned until to-morrow morning at 9 o'clock.

In Memory  
of  
Hon. James H. Macdonald  
of Escanaba,  
Lieutenant Governor of Michigan.

---

BORN IN NORTHWEST INVERNESS-SHIRE, SCOTLAND,  
IN MAY, 1832.

---

Lieutenant Governor for the Years 1887, 1888 and 1889.

---

Killed by a railroad accident near Elmwood,  
January 19, 1889.

---

Commemoration Service participated in by State Officers, Supreme  
Judges, Senate and House of Representatives,  
January 30, 1889.

*Lansing, January 31, 1889.*

The Senate met and was called to order by the President *pro tem.* at 9 o'clock A. M.

Roll called: a quorum present.

Absent without leave: Messrs. Gurney and Tyler.

On motion of Mr. Den Herder,

Leave of absence was granted to Mr. Gurney for the day.

On motion of Mr. Wisner,

Leave of absence was granted to Mr. Tyler for the day.

#### PRESENTATION OF PETITIONS.

No. 82. By Mr. Berry: Remonstrance of Julius Bohn and 89 others against that portion of the township of Benton that is not within the limits of the proposed city of Cheboygan being attached to the township of Inverness, Cheboygan county, Michigan.

Referred to the committee on cities and villages.

No. 83. By Mr. Chapman: Resolutions of Stewart Post, No. 289, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 84. By Mr. Colgrove: Resolutions of Tim Lewis Post, No. 24, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

#### REPORTS OF STANDING COMMITTEES.

By the committee on printing:

In compliance with the following resolution:

*Resolved*, That the committee on printing be instructed to forthwith inquire the cause of neglect or delay of printing bills sent to the State printer, The committee on printing visited the State printing office, and beg leave to report that assurances of all possible promptness in the future were given.

C. G. GRIFFEY, *Chairman.*

Report accepted and committee discharged.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

Senate bill No. 63, entitled

A bill to provide for the incorporation of trust, deposit and security companies, and to repeal act 58 of the session laws of 1871, approved March 29, 1871, entitled "An act to provide for the incorporation of trust, deposit and security companies," being chapter 88 of Howell's annotated statutes, also to repeal act No. 123 of the session laws of 1883, approved May 26th, 1883, entitled "An act to amend section 9 of act No. 58 of the session laws of 1871," approved March 29, 1871, being compiler's section 2290, relative to the corporate rights of trust, deposit and security companies,]

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

F. B. GALBRAITH, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Galbraith,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on supplies and expenses:

The committee on supplies and expenses, to whom was referred the following accounts:

Callaghan & Co., Walker's chancery reports, one volume, ordered for the use of the Senate judiciary committee, \$4.00,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending the allowance of the same, and ask to be discharged from the further consideration of the subject.

W. I. BABCOCK, *Chairman.*

Report accepted.

On motion of Mr. Babcock,

The report was adopted.

By the committee on supplies and expenses:

The committee on supplies and expenses, to whom was referred the following account:

Mrs. Lasler, washing 100 towels for Senate, \$5.00,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending the allowance of the same, and ask to be discharged from the further consideration of the subject.

W. I. BABCOCK, *Chairman.*

Report accepted.

On motion of Mr. Babcock,

The report was adopted.

#### NOTICES.

Mr. Gorman gave notice that on some future day he would ask leave to introduce

A bill to carry into effect section XII of article XV of the constitution relative to the holding of real estate by corporations.

Mr. Gorman gave notice that on some future day he would ask leave to introduce

A bill to amend sec. 1 of act 38, session laws of 1875, entitled "An act relative to the use of sleeping, parlor and chair cars upon the railroads of this State," the same being sec. 3414, Howell's annotated statutes of Michigan.

Mr. Dunstan gave notice that on some future day he would ask leave to introduce

A bill to amend section 5700 of Howell's annotated statutes, being section

4242 of the compiled laws of 1871, relative to the recording of conveyances of real estate.

Mr. Dunstan gave notice that on some future day he would ask leave to introduce

A bill to amend section 7852 of Howell's annotated statutes, being section 6263 of the compiled laws of 1871, relative to the partition of lands.

Mr. Giddings gave notice that on some future day he would ask leave to introduce

A bill to amend section 3 of chapter 128, public acts of 1887, entitled "An act for the requiring the civil license in order to marry, and the due registration of the same, and to provide a penalty for the violation of the same."

Mr. Rentz gave notice that on some future day he would ask leave to introduce

A bill to amend sec. 8032 of an act to authorize proceedings against garnishees and for other purposes.

Mr. Milnes gave notice that on some future day he would ask leave to introduce

A bill relative to the costs of proceedings in criminal cases, and the collection and disposition thereof, and the requiring of security therefor in certain cases, and to repeal continuous section number nine thousand and sixty-three (9063), of Howell's annotated statutes of Michigan, the same being section one (1) of an act entitled an act relative to the cost of proceedings in criminal cases, approved March 13, 1849.

Mr. Blackwell gave notice that on some future day he would ask leave to introduce

A bill to attach all that part of the township of Minnewasca not included within the limits of the city of Gladstone to the township of Escanaba in the county of Delta.

Mr. Griffey gave notice that on some future day he would ask leave to introduce

A bill to incorporate the village of Metropolitan in Felch township, county of Iron, Michigan.

Mr. Gilmore gave notice that on some future day he would ask leave to introduce

A bill to prohibit foreign trust, deposit and security companies from establishing agencies in Michigan and to provide a penalty for the violation of the same.

#### MOTIONS AND RESOLUTIONS.

Mr. Giddings moved to take from the table

Senate bill No. 56, entitled

A bill to incorporate the village of Marion, in Osceola county;

Which motion prevailed.

On motion of Mr. Giddings,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Harshaw,	Mr. Rents,
Barringer,	Galbraith,	Holbrook,	Taylor,
Berry,	Giddings,	Leavitt,	Toan,
Blackwell,	Gilmore,	McCormick,	Wesselius,
Chapman,	Gorman,	Milnes,	Wisner,
Colgrove,	Green,	Nagel,	President
Den Herder,	Griffey,	Palmer,	<i>pro tem.</i> ,
Dunstan,	Grosfield,	Ranney,	30

## NAYS.

0

Title agreed to.

On motion of Mr. Giddings,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Leavitt,

Leave of absence was granted to himself for this afternoon.

Mr. Fox offered the following resolution:

*Resolved*, That a respectful message be sent to the House asking for the return of

House bill No 74 (file No. 15), entitled

A bill to amend sections 6 and 17 of chapter 125 of the compiled laws of 1871, being compiler's sections 4829 and 4840 of Howell's annotated statutes relative to the formation of joint stock companies for the purpose of owning and maintaining skating parks or rinks, and parks kept for ornament, recreation and amusement.

The question being on the adoption of the resolution,

The resolution was adopted.

Mr. Leavitt offered the following preamble and resolution:

WHEREAS, Senator Tyler is, on account of ill health, unable to act with the committee on asylums for the insane;

*Resolved*, That another member of said committee be appointed by the President *pro tem.* in place of Senator Tyler.

The question being on the adoption of the resolution,

The resolution was adopted.

Mr. Palmer moved to suspend the operation of the following clause of Senate rule No. 17, to-wit:

"No member of said committee on State institutions or departments shall be a member of said committee on finance and appropriations."

That Senator Gorman may be appointed in place of Senator Tyler on the committee of the asylums for the insane.

The question being on the adoption of the resolution,

Mr. Chapman moved to amend the resolution by adding the words "and for no other purpose;"

Which amendment was accepted.

The resolution as amended was then adopted, two-thirds of all the Senators present voting therefor.

On motion of Mr. Taylor,

The Senate went into

## EXECUTIVE SESSION,

The time being 9:55 o'clock, A. M.

The executive session closed, the time being 10:15 o'clock, A. M.

The President *pro tem.* announced the appointment of Senator Gorman in place of Senator Tyler on the committee for the asylum for the insane.

## MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, January 30, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following, entitled bills:

1. House bill No. 27 (file No 26), entitled

A bill to amend section 771, compiled laws of 1871, being section 799 of Howell's annotated statutes, relative to fences and fence viewers, as amended by act number 146 of public acts of 1887.

2. House bill No. 53 (file No. 32), entitled

A bill to amend section one of act number one hundred and ninety-two of the general laws of 1867, entitled "An act to provide for the incorporation of associations, conventions, conferences or religious bodies for literary, religious or other benevolent purposes," approved March 27, 1867, being section 4722 of Howell's annotated statutes.

3. House bill No. 21 (file No. 29), entitled

A bill to amend section 7565 compiled laws of 1871 as amended, being section 9136 of Howell's annotated statutes, relating to offenses against property.

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on religious and benevolent societies.

The third named bill was read a first and second time by its title, and referred to the committee on judiciary.

## INTRODUCTION OF BILLS.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate bill No. 66, entitled

A bill to amend an act entitled "An act to amend section 1 of act number sixteen (16), session laws of 1882, being continuous section 4904 of Howell's annotated statutes relative to renewing the incorporation of companies organized for mining and manufacturing purposes," approved March 19, 1887.

The bill was read a first and second time by its title and referred to the committee on banks and incorporations.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate joint resolution No. 4, entitled

Joint resolution surrendering and quit claiming back to the United States certain lands granted to the State of Michigan by act of Congress, approved June 3, 1856, to aid in construction of a railroad from Ontonagon to the Wisconsin State line.

The joint resolution was read a first and second time by its title and referred to the committee on public lands.

Mr. Colgrove, previous notice having been given and leave being granted, introduced

Senate bill No. 67, entitled

A bill relative to the fraudulent removal, concealment, disposal or embezzlement of property leased or under contract of purchase.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Colgrove, previous notice not having been given by unanimous consent, introduced

Senate joint resolution No. 5, entitled

Joint resolution authorizing the Board of State Auditors to provide for lighting the State capitol building and grounds with electricity.

The joint resolution was read a first and second time by its title and referred to the committee on public buildings.

Mr. Taylor, previous notice having been given and leave being granted, introduced

Senate bill No. 68, entitled

A bill to prohibit the manufacture, sale, furnishing and giving away of malt, brewed, or fermented, vinous, spirituous and intoxicating liquors in the counties of Allegan, Antrim, Barry, Benzie, Berrien, Branch, Calhoun, Cass, Charlevoix, Clinton, Eaton, Emmet, Genesee, Grand Traverse, Gratiot, Hillsdale, Ingham, Ionia, Isabella, Jackson, Kalkaska, Lake, Leelanaw, Lenawee, Livingston, Mason, Montcalm, Newaygo, Oceana, Osceola, Oscoda, Otsego, Shiawassee, St. Joseph, Tuscola and Van Buren.

The bill was read a first and second time by its title and referred to the committee on liquor traffic.

Mr. Wesselius, previous notice having been given and leave being granted, introduced

Senate bill No. 69, entitled

A bill to authorize the West Side Building Loan Association of Grand Rapids, Michigan, to increase its capital stock to two million dollars.

The bill was read a first and second time by its title and referred to the committee on banks and incorporations.

Mr. Wesselius, previous notice having been given and leave being granted, introduced

Senate bill No. 70, entitled

A bill to amend section 1 of an act entitled "An act to authorize proceedings by garnishment in circuit court and the district court of the Upper Peninsula," approved March 16, 1861.

The bill was read a first and second time by its title and referred to the committee on judiciary.



Mr. Wesselius, previous notice having been given and leave being granted, introduced

Senate joint resolution No. 6, entitled

Joint resolution to amend section 6 of article 6 of the constitution of the State of Michigan, relative to circuit courts.

The joint resolution was read a first and second time by its title and referred to the committee on constitutional amendments.

Mr. Wesselius, previous notice having been given and leave being granted, introduced

Senate bill No. 71, entitled

A bill to repeal section 21 of chapter 177 of the compiled laws of 1871, being section 6775 of Howell's annotated statutes, relative to oaths of executors, administrators and guardians to accounts to be rendered to probate courts.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Wesselius, previous notice having been given and leave being granted, introduced

Senate bill No. 72, entitled

A bill to amend section 22 of chapter 177 of the compiled laws of 1871, being section 6776 of Howell's annotated statutes, relative to oaths of executors, administrators and guardians in proceedings in probate courts.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Wesselius, previous notice having been given and leave being granted, introduced

Senate bill No. 73, entitled

A bill to provide wives with property and maintenance from their husband's estates when neglected or deserted by them, or when the husband has become an habitual drunkard or has practiced extreme cruelty towards his wife, or committed any offense sufficient to entitle the wife to a decree of divorce or separation.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Wesselius, previous notice having been given and leave being granted, introduced

Senate bill No. 74, entitled

A bill to prevent the summoning of talesmen in courts of record to fill up juries impanelled to try civil cases from bystanders or persons in the court room or halls of the building leading to the court room, or who are attending the trial for the purpose of securing a place upon juries.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Gorman, previous notice having been given and leave being granted, introduced

Senate bill No. 75, entitled

A bill to authorize the township board of the township of Superior, in Washtenaw county, to appropriate the tax of the Ypsilanti Paper Co. for the rebuilding and repairing of a bridge built by same paper company, situated in the township of Ypsilanti, Washtenaw county.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Galbraith, previous notice having been given and leave being granted, introduced

Senate bill No. 76, entitled

A bill to amend, revise and consolidate the laws organizing asylums for the insane and regulating the care and management thereof, and of the inmates therein, and to repeal act 164, laws of 1859, also act 194, laws of 1877, also act 91, laws of 1873 and acts amendatory thereto, also act 172, laws of 1873.

The bill was read a first and second time by its title and referred to the committee on asylums for the insane.

Mr. Blackwell, previous notice having been given and leave being granted, introduced

Senate bill No. 77, entitled

A bill to incorporate the public schools of the township of Rock River in the county of Alger.

The bill was read a first and second time by its title and referred to the committee on education and public schools.

On motion of Mr. Taylor,

The Senate took a recess until 2 o'clock P. M.

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#### AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President *pro tem*.

A quorum present.

#### PRESENTATION OF PETITIONS.

No. 85. By Mr. Colgrove: Resolutions of Jeffords Post, No. 82, G. A. R., relative to the erection of a statue of Gen. Custer at Washington.

Referred to the committee on military affairs.

#### REPORTS OF STANDING COMMITTEES.

By the committee on judiciary.

The committee on judiciary, to whom was referred Senate resolution, of which the following is a copy, viz.:

*Resolved*, That a select committee of the Senate be appointed by the chair, to be known as the "special committee on elections," to whom all bills relating to, and all changes in election laws, shall be referred. It shall be the duty of such committee to examine the system of laws relating to elections, and to report to the Senate within the time limited for the introduction of bills, such bills as, in their opinion, may be necessary to adapt existing laws to the probable changes that may be demanded at the present session; and in the prosecution of such work the committee is hereby authorized to employ a clerk,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it be adopted, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted.

On motion of Mr. Palmer,

The report and resolution were adopted.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 3, entitled

A bill to provide additional record evidence of the trust capacity of executors, administrators and guardians in certain cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 67, entitled

A bill relative to the fraudulent removal, concealment, disposal or embezzlement of property leased or under contract of purchase,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 6, entitled

A bill to provide for selecting jurors in Saginaw county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to provide for selecting and drawing jurors for the circuit court of the county of Saginaw,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred  
Senate bill No. 2, entitled

A bill to provide punishment for the fraudulent removal or embezzlement  
of personal property under chattel mortgage,

Respectfully report that they have had the same under consideration, and  
have directed me to report the same back to the Senate, without amendment,  
and recommend that it do pass, and ask to be discharged from the further  
consideration of the subject.

L. G. PALMER, *Chairman.*

Reported accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and  
placed on the general order.

#### MESSAGE FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE, }  
LANSING, January 31, 1889. }

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secre-  
tary of State

Senate bill No. 12, being

An act to authorize the city of Big Rapids to borrow money for the pur-  
pose of making public improvements in said city, and to issue its bonds for  
the payment of the same.

C. G. LUCE,  
*Governor.*

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, Jan. 31, 1889. }

*To the President of the Senate :*

SIR,—I am instructed by the House to respectfully request the return of  
the following entitled bill:

House bill No. 21 (file No. 29), entitled

A bill to amend section 14 of chapter No. 313 of Howell's annotated  
statutes of the State of Michigan, being compiler's section No. 9136, relative  
to offenses against property.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

On motion of Mr. Milnes,

The committee on judiciary was requested to report the above named bill  
back to the Senate.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, January 31, 1889.* }

*To the President of the Senate :*

SIR,—I am instructed by the House to return to the Senate the following concurrent resolution :

*Resolved by the Senate* (the House concurring), That the Secretary of State be and is hereby respectfully requested to furnish to both Houses of the Legislature a detailed statement of the amount paid by the respective counties of this State for meetings of the boards of supervisors for the years 1887 and 1888 respectively. If the Secretary of State has not on file in his office the data from which such statements can be made, that he be authorized to issue circulars addressed to the various county clerks of the respective counties of the State, requiring such information from them as will be necessary to enable him to make such report.

In the passage of which the House has concurred.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The message was laid on the table.

The President *pro tem.* also announced the following :

HOUSE OF REPRESENTATIVES, }  
*Lansing, Jan. 31, 1889.* }

*To the President of the Senate :*

SIR,—I am instructed by the House to return to the Senate the following entitled bill :

Senate bill No. 55, entitled

A bill to reincorporate the village of Chelsea,

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following :

HOUSE OF REPRESENTATIVES, }  
*Lansing, Jan. 31, 1889.* }

*To the President of the Senate :*

SIR,—I am instructed by the House to transmit the following entitled bills :

1. House bill No. 152, entitled

A bill to re-incorporate the village of Ashley, in the county of Gratiot.

2. House bill No. 147, entitled,

A bill to authorize the village of Ashley, in the county of Gratiot, to borrow money for fire protection and to issue bonds therefor.

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take

immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and Pending its reference,

On motion of Mr. Green,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows.

#### YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. McCormick,	Mr. Taylor,
Blackwell,	Giddings,	Milnes,	Wesselius,
Colgrove,	Green,	Palmer,	Wisner,
Den Herder,	Griffey,	Ranney,	President
Dunstan,	Grosfield,	Rentz,	<i>pro tem.</i> 20
Fox,			

#### NAYS.

0

Title agreed to.

On motion of Mr. Green,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The second named bill was read a first and second time by its title, and

Pending its reference,

On motion of Mr. Green,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Grosfield,	Mr. Rentz,
Blackwell,	Galbraith,	McCormick,	Taylor,
Colgrove,	Giddings,	Milnes,	Wesselius,
Den Herder,	Green,	Palmer,	Wisner,
Dunstan,	Griffey,	Ranney,	President
			<i>pro tem.</i> 20

#### NAYS.

0

Title agreed to.

On motion of Mr. Green,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES,  
*Lansing, Jan. 31, 1889.*

*To the President of the Senate :*

SIR,—I am instructed by the House to transmit the following concurrent resolution:

*Resolved* (the Senate concurring), That the Secretary of the Senate and the Clerk of the House be instructed to procure the publication of 1,000 copies of the pamphlet containing the memorial exercises upon Lieutenant Governor Macdonald had in the joint convention of yesterday, in addition to the 1,000 copies ordered then, and that of the additional 1,000 copies, 600 be for the use of the House and 400 for the use of the Senate.

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,  
The resolution was adopted.

By unanimous consent, the following report was made:

By the committee on judiciary.

The committee on judiciary, to whom was referred

House bill No. 21 (file No. 29), entitled

A bill to amend section 7565, compiled laws of 1871, as amended, being section 9136 of Howell's annotated statutes, relative to offenses against property,

Respectfully report the same back to the Senate, pursuant to request of the Senate.

L. G. PALMER, *Chairman.*

Report accepted.

On motion of Mr. Milnes,

The request of the House for the return of the above named bill was granted and the bill was ordered returned.

Mr. Milnes offered the following joint resolution:

*Resolved by the Senate* (the House concurring), That the sum of five thousand dollars, or as much thereof as may be necessary, be, and the same is hereby appropriated, to be expended under the direction of Governor Luce, for the purpose of properly dedicating the monuments erected by the State of Michigan to the memory of our heroic dead who fell on the battle field at Gettysburg.

On motion of Mr. Milnes,

The joint resolution was referred to the committee on military affairs.

The President *pro tem.* announced that the time had arrived for the

SPECIAL ORDER,

Being the election of a Temporary President.

On motion of Mr. Fox,

The special order was postponed until February 13, 1889, at 2:30 P. M.

## INTRODUCTION OF BILLS.

Mr. Fox, previous notice having been given and leave being granted, introduced

Senate bill No. 78, entitled

A bill to amend section 8032 of an act to authorize proceedings against garnishees and for other purposes, approved March 28, 1849, and amendments thereto, being section 3032 of Howell's compilation of the laws of Michigan.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Colgrove, previous notice not having been given, by unanimous consent, introduced

Senate bill No. 79, entitled

A bill to repeal section 1 of Act No. 43 of the laws of 1873, the same being compiler's section 9188 of Howell's annotated statutes, relative to the fraudulent removal or embezzlement of property leased or under contract of purchase, and to repeal section 2 of said act, the same being compiler's section 9189 of Howell's annotated statutes.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Blackwell, previous notice not having been given, by unanimous consent, introduced

Senate bill No. 80, entitled

A bill providing for the ceding to the United States of exclusive jurisdiction over the site and grounds selected, or to be hereafter selected, for the erection of a United States Fort, for the use of the United States, or for the erection of any public buildings or offices of the United States, in the city of Sault Ste Marie, Michigan, during the time the United States shall be, or remain the owner thereof for all purposes except the administration of the criminal laws of the State of Michigan and the service of civil process therein.

The bill was read a first and second time by its title and referred to the committee on military affairs.

## GENERAL ORDER.

On motion of Mr. Dunstan,

The Senate went into committee of the whole on the general order, whereupon,

The President *pro tem.* called Mr. Palmer to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

House bill No. 41 (file No. 7), entitled

A bill to provide for the incorporation of associations for the purpose of constructing, owning, controlling and leasing buildings for exposition and exhibition purposes,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

L. G. PALMER, *Chairman.*



Report accepted and committee discharged.

The bill was placed on the order of third reading of bills.

On motion of Mr. Wesselius,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill having been read a third time, and pending the taking of the vote thereon,

On motion of Mr. Dunstan,

The bill was laid on the table.

The President *pro tem.* announced as the "select committee on elections," authorized by resolution of the Senate, Messrs. Leavitt, Taylor and Harshaw.

On motion of Mr. Milnes,

The Senate adjourned.

The President *pro tem.* announced that the Senate would stand adjourned until February 12, 1889, at 10.30 o'clock A. M.

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*Lansing, February 12, 1889.*

The Senate met and was called to order by the President *pro tem.* at 10:30 o'clock A. M.

Prayer by the Rev. Mr. Callen.

Roll called: not a quorum present.

Absent without leave: Messrs. Barringer, Berry, Colgrove, Dunstan, Fox, Giddings, Gilmore, Gorman, Green, Grosfield, Gurney, Harshaw, Leavitt, Nagel, Ranney, Rentz and Wesselius.

After some time Messrs. Fox, Gilmore, Gorman, Ranney, Berry, Nagel, Grosfield came in and took their seats.

Whereupon,

The President *pro tem.* announced a quorum of the Senate present.

On motion of Mr. Babcock,

Leave of absence was granted to all absentees for the day.

#### PRESENTATION OF PETITIONS.

No. 86. By Mr. Wisner: Resolutions of J. N. Penoyer Post, No. 90, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 87. By Mr. Chapman: Petition of M. H. Walworth and many others of Adams township, Hillsdale county, against the change in our school laws to the township unit system.

Referred to the committee on education and public schools.

No. 88. By Mr. Chapman: Petition of J. C. Newfang, George F. Orr and many others, relative to the adulteration of vinegar.

Referred to the committee on public health.

No. 89. By Mr. Fox: Resolutions of Wm. Richardson Post, No. 214, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 90. By Mr. Blackwell: Resolutions of the Board of Trustees of Gladstone, relative to the incorporation of the city of Gladstone.

Referred to the committee on cities and villages.

No. 91. By Mr. Gilmore: Resolutions of James H. Eaton Post, No. 222, G. A. R., relative to the erection of a statue of Gen. Custer at Washington.

Referred to the committee on military affairs.

No. 92. By Mr. Milnes: Petition in regard to the mortgage tax law.

Referred to the committee on judiciary.

No. 93. By Mr. Milnes: Petition in regard to the mortgage tax law.

Referred to the committee on judiciary.

No. 94. By Mr. Taylor: Resolutions of Spencer Post, No. 381, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 95. By Mr. Den Herder: Remonstrance against the passage of House bill No. 51, reducing the amount exempt under the garnishee laws of this State.

Referred to the committee on judiciary.

#### REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report, as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 55, entitled

A bill to reincorporate the village of Chelsea.

JAMES W. McCORMICK, *Chairman*.

#### MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE,  
Lansing, February 2, 1889. }

To the Senate:

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 55, being

An act to re-incorporate the village of Chelsea.

Very respectfully,

C. G. LUCE,  
*Governor*.

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES,  
Lansing, February 12, 1889. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 89 (file No. 37), entitled

A bill to amend section 7137 of the compiled laws of 1871 (being compiler's section 8698 of Howell's annotated statutes of the State of Michigan), relative to limitation of actions relating to real property.

2. House bill No. 107 (file No. 88), entitled

A bill to regulate the trials of suits at law in justice court;

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on judiciary.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, Jan. 31, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled bills:

House bill No. 21 (file No. 29), entitled

A bill to amend sec. 7565 compiled laws of 1871, as amended, being sec. 9136 of Howell's annotated statutes relative to offenses against property;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on judiciary.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, January 31, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to re-transmit the following entitled bill:

House bill No. 74 (file No. 15), entitled

A bill to amend sections 6 and 17 of chapter 125, of the compiled laws of 1871, being compiler's sections 4829 and 4640 of Howell's annotated statutes, relative to the formation of joint stock companies for the purpose of owning and maintaining skating parks or rinks and parks kept for ornament, recreation and amusement,

In compliance with a request for the return of the same, as shown by message of this date.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Pending further action on the bill,

On motion of Mr. Babcock,

The bill was laid on the table.

#### NOTICES.

Mr. Milnes gave notice that on some future day he would ask leave to introduce

A bill to amend section 626 of Howell's annotated statutes of Michigan, as amended by section one of Act No. 117 of the Public Acts of 1887, approved May 3, 1887.

Mr. Griffey gave notice that on some future day he would ask leave to introduce

A bill for the maintenance of the House of Correction at Marquette.

Mr. Babcock gave notice that on some future day he would ask leave to introduce

A bill to provide for printing and posting at each polling place in the State all propositions submitted by the Legislature for amending the State constitution.

Mr. Babcock gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of the city of Niles.

Mr. Den Herder gave notice that on some future day he would ask leave to introduce

A joint resolution proposing an amendment to section 9 of article 10 of the constitution of this State relative to the powers of the boards of supervisors of any county in borrowing or raising moneys for building bridges.

Mr. Holbrook gave notice that on some future day he would ask leave to introduce

A joint resolution, authorizing and instructing the Commissioner of Railroads to procure 7,500 copies of the map of the State of Michigan issued by him, and to deliver the same to the Superintendent of Public Instruction for distribution among the public schools of the State.

Mr. Galbraith gave notice that on some future day he would ask leave to introduce

A bill to amend section 24 of act No. 304 of the session laws of 1869, entitled an act to incorporate the village of Orion.

Mr. Nagel gave notice that on some future day he would ask leave to introduce

A bill to amend sections 2, 3 and 11, of an act entitled an act relative to free schools in the city of Detroit, approved February 24, 1869, as amended by acts amendatory thereof.

#### MOTIONS AND RESOLUTIONS.

• Mr. Milnes offered the following resolution:

WHEREAS, On January 11, as appears by the Journal, the following resolution was adopted: "Resolved, that it is the sense of the Senate that a sufficient number of clerks have been appointed by this body, that the appointment of any supernumerary clerks is ill advised and without necessity;" and

WHEREAS, On January 31 a resolution was adopted by the Senate creating a special committee on elections with power to appoint a clerk, and

WHEREAS, We still believe that the appointment of any additional clerks would be ill advised and an unnecessary expense to the State; therefore

Resolved, That so much of the resolution adopted by the Senate Jan. 31, which empowers the special committee on elections to employ a clerk, be and is hereby rescinded, and that the Secretary of the Senate be instructed to detail for said committee, from the clerks now in the employ of the Senate, such clerical help as may be necessary for said committee, as heretofore instructed.

The question being on the adoption of the resolution,

On motion of Mr. Palmer,

The resolution was laid upon the table.

Mr. Taylor offered the following concurrent resolution:

*Resolved by the Senate* (the House concurring), That the State printer be and is hereby instructed to print from time to time in the order of their approval by the Governor, all acts of the present Legislature of a public character which are ordered to take immediate effect, and to insert the same in the Legislative Journal in the form of a supplemental sheet, and that the Secretary of State be requested to furnish the State printer with certified copies of such acts.

The question being on the adoption of the resolution,

The resolution was adopted.

Mr. Galbraith moved to take from the table

House bill No. 41 (file No. 7), entitled

A bill to provide for the incorporation of associations for the purpose of constructing, owning, controlling and leasing buildings for exposition and exhibition purposes,

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

By unanimous consent,

Mr. Taylor moved to amend the bill as follows:

1. By striking out of line 4 of section 9 the word "leased," and inserting in lieu thereof the words, "acquired by lease."

2. By striking out of line 5 of section 9 the words, "lease its," and inserting in lieu thereof the words, "acquire by lease;"

Which motion prevailed and the bill was so amended.

The bill was then passed, a majority of all the Senators elect voting therefor as follows:

#### YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Milnes,	Mr. Toan,
Berry,	Gilmore,	Nagel,	Tyler,
Blackwell,	Gorman,	Palmer,	Wisner,
Chapman,	Grosfield,	Ranney,	President
Den Herder,	Holbrook,	Taylor,	<i>pro tem.</i>
Fox,	McCormick,		21

#### NAYS.

0

The question being on agreeing to the title,

Mr. Taylor moved to amend the title as follows:

By striking out the word "leased" and inserting in lieu thereof the words, "acquired by lease;"

Which motion prevailed.

The title as amended was then agreed to.

#### INTRODUCTION OF BILLS.

Mr. Blackwell, previous notice not having been given, by unanimous consent, introduced,

Senate bill No. 81, entitled

A bill to provide for the organization of township school districts and prescribing the powers and duties of officers thereof.

The bill was read a first and second time by its title and referred to the committee on education and public schools.

Mr. Blackwell, previous notice having been given and leave being granted, introduced

Senate bill No. 82, entitled

A bill to incorporate the city of Gladstone, in the county of Delta, in the State of Michigan.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Wisner, previous notice not having been given, by unanimous consent, introduced

Senate bill No. 83, entitled

A bill to provide for the winding up of mining and manufacturing corporations whose charters have expired.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Palmer, previous notice not having been given, by unanimous consent, introduced

Senate bill No. 84, entitled

A bill to amend section 5273 of the compiled laws of 1871, being section 6838 of Howell's annotated statutes relative to the filing of a bond by the plaintiff on commencement of suit in attachment in justice courts and the condition thereof.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Palmer, previous notice not having been given, by unanimous consent, introduced

Senate bill No. 85, entitled

A bill to amend sections 5 and 10 of Act No. 134 of the public acts of 1885, entitled "An act to regulate the practice of pharmacy in the State of Michigan," as amended by Act No. 196 of the public acts of 1887.

The bill was read a first and second time by its title and referred to the committee on public health.

Mr. Palmer, previous notice not having been given, by unanimous consent, introduced

Senate bill No. 86, entitled

A bill to amend sections 1 and 6, chapter 202 of the compiled laws of 1871, being sections 8031 and 8036 of Howell's annotated statutes of Michigan, relative to proceedings against garnishees.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Palmer, previous notice not having been given, by unanimous consent, introduced

Senate bill No. 87, entitled

A bill to amend section 5 of act No. 14 of the public acts of 1885, entitled "an act for the better protection of labor debts."

The bill was read a first and second time by its title and referred to the committee on labor.

Mr. Palmer, previous notice not having been given, by unanimous consent, introduced

Senate bill No. 88, entitled

A bill to amend section 223 of chapter 178, of the compiled laws of 1871, being section 7038 of Howell's annotated statutes of Michigan, relative to courts held by justices of the peace.

The bill was read a first and second time by its title and referred to the committee on the judiciary.

Mr. Palmer, previous notice not having been given, by unanimous consent, introduced

Senate bill No. 89, entitled

A bill to amend section 3 of chapter 189 of the compiled laws of 1871, being section 7549 of Howell's annotated statutes of Michigan, relative to trial of issues of fact.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Palmer, previous notice not having been given, by unanimous consent introduced

Senate bill No. 90, entitled

A bill to amend sec. 50 of chapter 189 of the compiled laws of 1871, being sec. 7599 of Howell's annotated statutes of Michigan relative to trials of issues of fact.

The bill was read a first and second time by its title and referred to the committee on judiciary.

#### GENERAL ORDER.

On motion of Mr. Chapman,

The Senate went into committee of the whole on the general order.

Whereupon the President called Mr. Holbrook to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

Senate bill No. 32 (file No. 5), entitled

A bill to incorporate the village of Lake Odessa, in Ionia county.

Senate bill No. 21 (file No. 7), entitled

A bill to provide for the appointment of an assistant prosecuting attorney for the county of Allegan.

Senate bill No. 4 (file No. 9), entitled

A bill to change the name of Edward Thomas Clutterbuck, of the township of Sanborn, county of Alpena, State of Michigan, to Edward Thomas Sanborn.

Senate bill No. 19 (file No. 10), entitled

A bill to change the name of Sibelia Carpenter to Sibelia Carpenter Davis.

Senate bill No. 43 (file No. 12), entitled

A bill to amend section 1 of act No. 128 of the laws of 1887, being an act entitled "An act for the requiring of a civil license in order to marry, and the due registration of the same, and to provide a penalty for the violation of the provisions of the same," and to extend the provisions of said act to non-residents of this State.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

JOHN HOLBROOK, *Chairman.*

The President *pro tem.* having taken the chair,

The report was accepted and the committee discharged.

The above named bills were placed on the order of third reading of bills,

The President *pro tem.* called Mr. Chapman to the chair.

On motion of Mr. Ball,

The Senate adjourned.

The temporary president announced that the Senate would stand adjourned until to-morrow at 2 o'clock, P. M.

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*Lansing, February 13, 1889.*

The Senate met and was called to order by the President *pro tem.* at 2 o'clock P. M.

Prayer by the Rev. Mr. Beale.

Roll called: a quorum present.

Absent without leave: Mr. Toan.

On motion of Mr. Holbrook,

Leave of absence was granted to Mr. Toan.

Mr. Gorman moved that the committee of the whole be discharged from the further consideration of

Senate bill No. 20 (file No. 6), entitled

A bill to re-incorporate the city of Ann Arbor, revise the charter of said city, and repeal all conflicting acts relating thereto.

Which motion prevailed.

On motion of Mr. Gorman,

The bill was referred to the committee on cities and villages.

On motion of Mr. Galbraith,

By a vote of two-thirds of all the Senators elect,

House bill No. 41 (file No. 7), entitled

A bill to provide for the incorporation of associations for the purpose of constructing, owning, controlling and leasing buildings for exposition and exhibition purposes,

Was ordered to take immediate effect.

#### PRESENTATION OF PETITIONS.

No. 96 by Mr. Dunstan:

On motion of Mr. Dunstan,

The petition was read and ordered spread on the Journal as follows:

*To the Honorable Senate and House of Representatives of the State of Michigan:*

We, the undersigned, respectfully petition your honorable bodies to use your earnest efforts in favor of and to repeal the present mortgage tax law, so called, and all provisions therein relating to the taxing of mortgages, deeming it an injustice to the people of this State, a hardship to money borrowers, inasmuch as all taxes paid on such mortgages are charged against



the mortgagors by the mortgagees, and the real intent of the law thus avoided.

Joseph Gregory (by F. X. Brulé), Lumber Dealer.  
 F. X. Brulé, Superintendent.  
 G. O. Girardin, Clerk.  
 Camille Plante, Clerk.  
 Capt. Joseph Picard.  
 J. B. Lacarse.  
 E. J. Laplant.  
 Peter Bissonnette.  
 L. Hennes & Co.  
 Auguste Joyal.  
 T. Edmund Burgan.  
 Wm. Harris, Merchant.  
 Jas. Hoar.

Referred to committee on judiciary.

No. 97. By Mr. Dunstan: Petition of H. O. Guch and others, praying for the repeal of the present mortgage tax law.

Referred to the committee on judiciary.

No. 98. By Mr. Dunstan: Petition of Roger C. Williams and others, relative to release to the United States of certain lands held in trust by Michigan for construction of railroads.

Referred to the committee on public lands.

No. 99. By Mr. Babcock: Remonstrance of Erastus Murphy and many other citizens and taxpayers of Berrien county, against the repeal of the mortgage tax law.

Referred to the committee on judiciary.

On motion of Mr. Babcock, the remonstrance was read and ordered spread at length on the Journal.

The remonstrance is as follows:

*To the Honorable. the Senate and the House of Representatives of the State of Michigan, in Legislature assembled:*

We, the undersigned citizens and taxpayers of Berrien county, Michigan, would most respectfully petition your Honorable body that the statute known as the "Mortgage Tax Law" should not be repealed, but it should be so amended as to make its application more practical and effective.

January 29, 1889.

Erastus Murphy,  
 Samuel W. Becker,  
 S. W. Bishop,  
 E. T. Dickson,  
 Henry Hess,  
 S. Z. Waltz,  
 A. H. Powers,  
 W. W. Booth,  
 J. H. Fisher,  
 J. K. P. McCullough,  
 J. M. Murphy,  
 A. S. Ricketts,

Colfax Murphy,  
 Zera Webster,  
 Will H. Robinson,  
 E. D. Rutter,  
 H. B. Dare,  
 J. L. Knapp,  
 J. L. Bishop,  
 A. C. Palmer,  
 J. H. Ullrey,  
 S. M. Rodell,  
 A. F. Thorn,  
 N. P. Rodell,

J. J. Murphy,  
 Y. O. Webster,  
 Thos. Mars,  
 J. A. Becker,  
 S. L. Snarley,  
 Ed. Sparks,  
 David Crall,  
 P. E. O'Brien,  
 W. F. McNeal,  
 L. N. Strong,  
 Charles S. Brownell,  
 Ralph Magill,

Ira Miller,  
Jacob Brenner,  
James E. Murphy,  
Geo. Barleon,  
P. Wolfgering,  
A. Lewis,

H. R. Murphy,  
Henry S. Robinson,  
M. J. Toney.  
O. M. Murphy,  
J. J. Becker,  
E. D. Petter,

Ersom Layman,  
C. R. Kelsey,  
James McClary,  
W. H. Miller,  
Ike Murphy.

No. 100. By M. Green: Resolutions of Wm. Moyer Post, No. 152, G. A. R., relative to the building of additional room for the better care of disabled comrades.

Referred to the committee on military affairs.

No. 101. By Mr. Gurney: Resolutions of R. M. Johnson Post, No. 138, G. A. R., on the same subject.

Referred to the committee on military affairs.

No. 102. By Mr. Gurney: Petition of Hon. R. P. Bishop and others, as to terms of office of county clerks.

Referred to the committee on judiciary.

No. 103. By Mr. Blackwell: Petition of John Keef and 43 others relative to the highway tax in Emmet county.

Referred to the committee on roads and bridges.

No. 104. By Mr. DenHerder: Memorial of the board of supervisors of Ottawa county, relative to the raising of moneys for building bridges by counties.

Referred to the committee on constitutional amendments.

No. 105. By Mr. Berry: Resolutions of Doore Post, No. 61, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 106. By Mr. Fox: Remonstrance of Alfred Pagette and others against the bill to incorporate the village of Ubley, in Huron county.

Referred to the committee on cities and villages.

On motion of Mr. Fox,

The remonstrance was read and ordered spread at length on the journal.

The remonstrance is as follows:

*To the Honorable Members of the State Senate of Michigan in session convened at Lansing, Michigan:*

We, the undersigned, citizens and taxpayers of the village of Ubley, Huron county, Michigan, being informed that a petition has been circulated and forwarded to your honorable body for the purpose of incorporating said village, would respectfully ask you to refuse the prayer of said petitioners, for the following reasons, viz.:

That it is merely a scheme set on foot by a certain class of citizens, many of whom are non tax payers, and with but one or two exceptions the remainder are small land owners; and furthermore, we, your petitioners, who are largely interested by reason of being heavy tax payers, have not been approached on the subject by petitioners aforesaid; that no meeting has ever been held to get the sentiment of the people at large; that we further believe that the best interests of the village can be promoted by refusing the prayer of said petitioners, as we number but 300 souls, and of that number only 50 or 60 being tax payers, and that we do not consider it beneficial to the community at large to have the said village incorporated at the present time. We have already a bonded school debt of \$1,800 to carry, thus taking

all things into consideration we believe said move to be detrimental to those who will have the largest taxes to pay. Gentleman, you will no doubt remember the great forest fire of 1881, at that time everything was swept from our midst and many of us have not yet recovered from it financially. Therefore by refusing theirs and granting our petition, your petitioners will ever pray.

Alfred Pagett, founder of village.  
Thos. J. Murphy, Deputy Sheriff.  
James Sparling,  
Edward Laing,  
S. P. Cope,  
Samuel Cope,  
Wesley Pierce,  
Michael Murphy,  
John Laing,  
Barna Barnum,  
Henry Conklin,  
Cris Sparling,  
Jean Campbell,  
John Campbell,  
John J. Creighton,  
E. Baskin,  
J. H. Fountain,  
James Cataline,  
Samuel Vyse,  
Isaac W. Herber.

Henry Krohan,  
George Woods,  
Jas. McGregor,  
John Smith,  
James McKay, Sr.,  
Geo. H. Williams,  
Chas. A. Williams,  
Joseph Growbotham,  
J. H. Herber, general merchant; first  
pt. was misrepresented to me.  
John Cope,  
John Buchanan,  
Edward Flynn,  
William Timester, first petition was  
represented false,  
Peter Mitchel,  
John Fitzgerald,  
Michael Murry,  
David O'Connell,  
John McKay.

No. 107. By Mr. Fox: Petition of Alex. R. Pike and others, asking for the incorporation of the village of Ubley, in Huron county.

Referred to the committee on cities and villages.

On motion of Mr. Fox,

The petition was read and ordered spread at length on the Journal.

The petition is as follows:

*To the Honorable, the Senate and the House of Representatives of the State of Michigan, in the Legislature convened:*

The petition of the subscribers, citizens of the township of Bingham, in the county of Huron, sheweth that it is the prayer of your petitioners that all that tract of country situate and being within the township of Bingham, in the county of Huron, and State of Michigan, bounded and described as follows, to-wit: The east half of the southeast quarter of section twenty-one (21), and the southwest quarter and the west half of the southeast quarter of section twenty-two (22), and the west half of the northerst quarter, and the northwest quarter of section twenty-seven (27), and the east half of the northeast quarter of section twenty-eight (28), in town 15 north, of range 13 east, be and the same made and constituted a village corporate by the name of the village of Ubley.

Your petitioners further sheweth that the above described tract of country is situate on the line of the Port Huron & Northwestern railroad, and that there are contained within the boundaries thereof twenty-seven (27) business houses, three houses of religious worship, a village school, and a population of three hundred and forty people.

Your petitioners further pray that the first election for officers may be held at D. W. McLean's office, in said village; and that I. T. Williams, John H. Stopher and Thomas R. Sheppard may constitute a board of registration for the purpose of registering votes for the first election to be held in said village, and your petitioners will ever pray, etc.

Signed:

Alex. R. Pike, general store and bank.  
 John Erskine, jeweler.  
 D. W. McLean, land and loan office.  
 D. H. Pierce, hardware and groceries.  
 J. B. Hellems, meat market.  
 James Culbick, mechanic.  
 Thos. R. Sheppard, farmer and justice of the peace.  
 John A. Callick, property owner.  
 Alex. Pierce, large real estate owner.  
 Jas. Scott, mechanic and builder.  
 B. Slack, cattle dealer.  
 Wm. Scott, mechanic.  
 R. E. Adamson, drugs, etc., etc.  
 O. W. Hartshorn, livery and sale stables.  
 J. H. Herber, general store.  
 H. J. Wilkinson, hardware.  
 William Sinister, furniture.  
 J. H. Stouffer, grain buyer.  
 Alfred Pollard, Engineer.  
 Isaac T. Williams, postmaster.  
 J. L. Richardson, drugs and groceries.  
 Andrew M. Armstrong, boot and shoe store.  
 W. G. Coron, commercial traveler and real estate owner.  
 J. W. Mitchell, pastor M. E. church.  
 Samuel Vyce, woolen mills.  
 J. N. Jones, farmer.  
 August Hanson, property owner.  
 J. H. McKay, property owner.  
 Pateric Dalen, property owner and railroad man.  
 Lawrence Dolan, railroad man.  
 Fred Toms, proprietor Union hotel.  
 Robert Michlhausen, slipper factory.  
 Marey E. Pierce, millinery and fancy goods.  
 J. B. Madill, proprietor roller mills and elevator.  
 James Redmond, contractor and builder, property.  
 W. W. Erle, harness maker.  
 William Slack, property owner.  
 Arastus H. Sheppard, property owner.  
 James Weddell, mechanic.

No. 108. By Mr. Taylor: Resolutions of Milton Williams Post, No. 304, G. A. R., relative to the erection of a statue to Gen. Custer.

Referred to the committee on military affairs.

No. 109. By Mr. Grosfield: Resolutions of Cory Post, No. 261, G. A. R., relative to the erection of a statue to Gen. Custer at Washington.

Referred to the committee on military affairs.

No. 110. By Mr. Grosfield: Resolutions of Fairbanks Post, No. 17, G. A. R., relative to the erection of a statue to Gen. Custer at Washington.

Referred to the committee on military affairs.

No. 111. By Mr. Leavitt: Petition of Alexander M. Bennett and 33 others, relative to bounties to soldiers of the war of the rebellion.

Referred to the committee on military affairs.

No. 112. By Mr. Holbrook: Resolutions of Frank Hicks Post, No. 78, G. A. R., relative to the erection of a statue to Gen. Custer at Washington.

Referred to the committee on military affairs.

No. 113. By Mr. Chapman: Petition of Pomona Grange No. 10, Hillsdale county, against the repeal of the so-called mortgage tax law.

Referred to the committee on judiciary.

No. 114. By Mr. Palmer: Resolutions of Sanford Post, No. 389, G. A. R., of Chippewa Lake, relative to the erection of a statue to Gen. Custer at Washington.

Referred to the committee on military affairs.

No. 115. By Mr. Ranney: Remonstrance of Kalamazoo county Husbandmen's club against the repeal of the mortgage tax law.

Referred to the committee on judiciary.

No. 116. By Mr. Babcock: Resolutions of W. J. May Post, No. 65, G. A. R., relative to the erection of a statue to Gen. Custer at Washington.

Referred to the committee on military affairs.

No. 117. By Mr. Leavitt: Petition of H. E. Lyon, Alex. Campbell, and 46 others, resident tax payers of Antrim county, praying for legislation providing compensation for deputy fish and game warders and for the better protection of fish and game.

Referred to the committee on fisheries.

#### REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary to whom was referred

House bill No. 21 (file No. 29), entitled

A bill to amend section 7565 compiled laws of 1871, as amended being section 9136 of Howell's annotated statutes relative to offenses against property,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend section 14 of chapter 245 of the compiled laws of 1871, as amended, being section 9136 of Howell's annotated statutes of Michigan, relative to offenses against property.

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

L. W. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 31, entitled

A bill to provide for the fees of officers in making returns of the service of process in certain cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Milnes,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 29, entitled

A bill to prohibit county or township officers from holding any other county or township office,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Milnes,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 84, entitled

A bill to amend section 5273 of the compiled laws of 1871, being section 6338 of Howell's annotated statutes, relative to the filing of a bond by the plaintiff on commencement of suit in attachment in justice court and the condition thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 79, entitled

A bill to repeal act No. 157 of the public acts of 1887, entitled "An act to amend sec. 1 of act 43 of the laws of 1873," the same being compiler's sec. 9188 of Howell's annotated statutes relative to the fraudulent removal or embezzlement of property leased or under contract of purchaser, and to repeal sec. 2 of said act, the same being compiler's sec. 9189 of Howell's annotated statutes.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment,

and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 62, entitled

A bill providing for the appointment, defining the duties and fixing the compensation of a stenographer for the first judicial district of the State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

#### NOTICES.

Mr. Palmer gave notice that on some future day he would ask leave to introduce

A bill to amend sections 39 and 40 of Act No. 175 of the session laws of 1851, entitled an act to provide for holding general and special elections, being sections 70 and 71 of the compiled laws of 1871, and sections 175 and 176 of Howell's annotated statutes.

Mr. Palmer gave notice that on some future day he would ask leave to introduce

A bill for uniform ballots on constitutional amendments, and to repeal Act 66 of the session laws of 1873, being section 237 of Howell's annotated statutes.

Mr. Palmer gave notice that on some future day he would ask leave to introduce

A bill to amend section 5758 of the compiled laws of 1871, as amended by Act No. 137 of the session laws of 1873, being compilers section 7202 of Howell's annotated statutes, relative to the salary and expenses of State reporter.

Mr. Dunstan gave notice that on some future day he would ask leave to introduce

A joint resolution proposing the repeal of section ten (10) of article fifteen (15) of the constitution of this State, relative to the duration of corporations.

Mr. Dunstan gave notice that on some future day he would ask leave to introduce

A bill to attach certain territory in Hancock township, Houghton county, Michigan, to graded school district number one (1) of said Hancock township.

Mr. Dunstan gave notice that on some future day he would ask leave to introduce

A bill to define the rights, duties, and liabilities of the parties to leases, sub-leases, licenses and other contracts, hereafter made for mining ores, minerals, or metals.

Mr. Dunstan gave notice that on some future day he would ask leave to introduce

A bill to provide for the apportionment of State taxes charged to Ontonagon county for the years 1887, 1888, 1889, and 1890, between the counties of Ontonagon and Gogebic, and to provide for the assessment and collection of the same.

Mr. Griffey gave notice that on some future day he would ask leave to introduce

A bill to make an appropriation for completing the decoration of the State capitol.

Mr. Griffey gave notice that on some future day he would ask leave to introduce

A bill to permit the township boards of the several townships in the State of Michigan to regulate and license the business of hawking, peddling or trafficking in any goods, wares merchandise or products in their townships.

Mr. Taylor gave notice that on some future day he would ask leave to introduce

A bill to amend section 37 of Act No. 194 of the session laws of 1877, being section 1915 of chapter 46 of Howell's annotated statutes, relative to the Michigan asylum and Eastern Michigan asylum for the insane.

Mr. Taylor gave notice that on some future day he would ask leave to introduce

A bill to amend section 3067 of the compiled laws of 1871, being section 4630 of chapter 170 of Howell's annotated statutes, relative to "churches and religious societies."

Mr. Fox gave notice that on some future day he would ask leave to introduce

A bill to prevent fraud and deception in the registration of electors.

Mr. Holbrook gave notice that on some future day he would ask leave to introduce

A bill making an appropriation for the support and maintenance of the Independent Forestry Commission, for the years 1889 and 1890.

Mr. Holbrook gave notice that at some future day he would ask leave to introduce

A bill to repeal sections 4 and 5 of act No. 259 of public acts of 1887, being an act to provide for an Independent Forestry Commission of Michigan and to define its duties and powers and to provide for the expense thereof.

Mr. Nagel gave notice that on some future day he would ask leave to introduce

A bill to amend section 11 of an act entitled "An act relative to free schools in the city of Detroit," approved Feb. 24, 1869, as amended by acts amendatory thereof.

Mr. Barringer gave notice that on some future day he would ask leave to introduce

A bill to provide for the election of municipal justices of the peace and determine their jurisdiction.

Mr. Gilmore gave notice that on some future day he would ask leave to introduce



A bill to amend section 9 of article 2 of act 198 of the public acts of 1873, being an act entitled "An act to revise the laws providing for the incorporation of railroad companies and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," as amended by act 177 of the public acts of 1877 and act 116 of the public acts of 1883.

Mr. Ranney gave notice that on some future day he would ask leave to introduce

A bill to revise the charter of the city of Kalamazoo.

Mr. Fox gave notice that on some future day he would ask leave to introduce.

A bill making appropriations for repairs and current expenses of the State Prison at Jackson.

#### MOTIONS AND RESOLUTIONS.

Mr. Milnes moved to take from the table the following resolution:

WHEREAS, On January 11, as appears by the Journal, the following resolution was adopted: "Resolved, that it is the sense of the Senate that a sufficient number of clerks have been appointed by this body, that the appointment of any supernumerary clerks is ill advised and without necessity;" and

WHEREAS, On January 31 a resolution was adopted by the Senate creating a special committee on elections with power to appoint a clerk, and

WHEREAS, We still believe that the appointment of any additional clerks would be ill advised and an unnecessary expense to the State; therefore

*Resolved*, That so much of the resolution adopted by the Senate Jan. 31, which empowers the special committee on elections to employ a clerk, be and is hereby rescinded, and that the Secretary of the Senate be instructed to detail for said committee, from the clerks now in the employ of the Senate, such clerical help as may be necessary for said committee, as heretofore instructed.

Which motion prevailed.

The question being on the adoption of the resolution,

Mr. Milnes, called for the yeas and nays.

Pending the taking of the vote thereon,

Mr. Palmer moved that the resolution be referred to the committees on judiciary, finance and appropriations jointly,

Which motion prevailed.

#### SPECIAL ORDER.

Being the election of a temporary president,

On motion of Mr. Gorman,

The special order was postponed until to-morrow at 2:30 o'clock P. M.

Mr. Gurney offered the following concurrent resolution:

*Resolved by the Senate* (the House concurring), That the State printer be instructed to forward one copy of the daily Journal to the following officers: One to each United States Senator from Michigan, at Washington; one to each Representative in Congress from Michigan, at Washington; and one to each clerk or recorder of any incorporated city in the State of Michigan; and the amount of stamps furnished by the postmaster at Lansing for sending said Journals be paid for the same as is provided by a former concurrent resolution on this subject.

The question being on the adoption of the resolution,

On motion of Mr. Taylor,  
The resolution was laid on the table.

Mr. Fox offered the following resolution:

*Resolved*, That Col. Tufts, superintendent of the Massachusetts State Prison, be permitted to talk to the members of the Senate and House upon the subject of "prison reform," at 7:30 o'clock this evening in the Senate Chamber.

The question being on the adoption of the resolution,  
The resolution was adopted.

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, Feb. 13, 1889.* }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled bill:  
House bill No. 144 (file No. 60), entitled

A bill to amend Act No. 28, of the public acts of 1877, entitled "An act to provide for the appointment of an assistant prosecuting attorney for the county of Wayne," as amended by act No. 7, of the public acts of 1883, and act No. 109, of the public acts of 1885, so as to provide for the appointment two assistant prosecuting attorneys in said county, and to define their powers and duties.

Which has passed the House, by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on judiciary.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, Feb. 13, 1889.* }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled bill:

1. House bill No. 120 (file No. 53), entitled

A bill to amend sec. 1 of act No. 263, of the public acts of 1879, entitled "An act to provide for the preparation, publication and distribution of a Legislative Manual," approved May 31, 1879, as amended by act No. 79, public acts of 1887, approved April 21, 1887.

2. House bill No. 123 (file No. 54), entitled

A bill to change the name of Ivory Douglass Deming to Ira D. Deming.

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on State affairs.

The second named bill was read a first and second time by its title, and referred to the committee on State affairs.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, Feb. 13, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following, entitled bills:

1. House bill No. 228, entitled

A bill authorizing the Auditor General to balance the accounts of the Industrial Home for Girls by a transfer of funds.

2. House bill No. 203, entitled

A bill to amend section 17 of act No. 427 of the local acts of 1881, approved June 8, 1881, entitled "An act to amend section 17 of chapter 10 of an act entitled 'An act to incorporate the city of Ishpeming, in the county of Marquette,' approved April 10, 1873, and to add a new chapter thereto to stand as chapter 13 of said act," said section 17 now standing as section 17 of chapter 10 of said act to incorporate the city of Ishpeming in the county of Marquette,

Which have passed the House by a majority vote of all the members elect and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on Industrial Home for Girls.

The second named bill was read a first and second time by its title, and referred to the committee on cities and villages.

#### INTRODUCTION OF BILLS.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate bill No. 91, entitled

A bill to amend section 7852 of Howell's annotated statutes, being section 6268 of the compiled laws of 1871, relative to the partition of lands.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate bill No. 92, entitled

A bill to amend section 5700 of Howell's annotated statutes, being section 4242 of the compiled laws of 1871, relative to the recording of conveyances of real estate.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Babcock, previous notice having been given and leave being granted, introduced

Senate bill No. 93, entitled

A bill to provide for the printing and posting at each polling place in the State all propositions submitted by the Legislature for amending the State constitution.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Holbrook, previous notice having been given and leave being granted, introduced

Senate bill No. 94, entitled

A bill declaring certain contracts, agreements, understandings, and combinations unlawful, and to provide punishment for those who shall enter into the same or do any act in performance thereof.

The bill was read a first and second time by its title, and

On motion of Mr. Holbrook,

The bill was ordered printed and referred to the committee on judiciary.

Mr. Holbrook, previous notice having been given and leave being granted, introduced

Senate bill No. 95, entitled

A bill to repeal act No. 157 of the laws of 1855, being an act to provide for the adjudication and payment of certain claims for State bounties due to Michigan soldiers and supposed to have been paid by the State upon forged or fraudulent vouchers.

The bill was read a first and second time by its title and referred to the committee on military affairs.

Mr. Holbrook, previous notice having been given and leave being granted, introduced

Senate joint resolution No. 7, entitled

A joint resolution, authorizing and instructing the Commissioner of Railroads to procure 7,500 copies of the map of the State of Michigan issued by him, and to deliver the same to the Superintendent of Public Instruction for distribution among the public schools of the State.

The joint resolution was read a first and second time by its title and referred to the committee on education and public schools.

Mr. Milnes, previous notice having been given and leave being granted, introduced

Senate joint resolution No. 8, entitled

Joint resolution authorizing the Governor to issue a patent of certain lands to Silas Ent.

The joint resolution was read a first and second time by its title and referred to the committee on public lands.

Mr. Milnes, previous notice having been given and leave being granted, introduced

Senate bill No. 96, entitled

A bill to amend section 626 of Howell's annotated statutes of Michigan, as amended by section one of act No. 117 of the public acts of 1887, approved May 3, 1887, relative to the application, appointment, and qualification of notaries public.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Milnes, previous notice having been given and leave being granted, introduced

Senate bill No. 97, entitled

A bill relative to the costs of proceedings in criminal cases, and the collection and disposition thereof, and the requiring of security therefor, in certain cases, and to repeal continuous section number nine thousand and sixty-three (9063), of Howell's annotated statutes of Michigan, the same being section one (1) of an act entitled an act relative to the cost of proceedings in criminal cases, approved March 13, 1849.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Nagle, previous notice having been given and leave being granted, introduced

Senate bill No. 98, entitled

A bill to amend sections 2, 3 and 11, of an act entitled an act relative to free schools in the city of Detroit, approved February 24, 1869, as amended by acts amendatory thereof.

The bill was read a first and second time by its title and referred to the committee on education and public schools.

Mr. DenHerder, previous notice having been given and leave being granted, introduced

Senate joint resolution No. 9, entitled

A joint resolution to amend section 9 of article 10 of the constitution of the State of Michigan, relative to the powers of the boards of supervisors of any county in borrowing or raising moneys for building or repairing bridges.

The joint resolution was read a first and second time by its title and referred to the committee on constitutional amendments.

Mr. Gorman, previous notice having been given and leave being granted, introduced

Senate bill No. 99, entitled

A bill to carry into effect section XII of article XV of the constitution relative to the holding of real estate by corporations.

The bill was read a first and second time by its title and referred to the committee on railroads.

Mr. Gorman, previous notice having been given and leave being granted, introduced

Senate bill No. 100, entitled

A bill to amend section 1 of act 38, session laws of 1875, entitled "An act relative to the use of sleeping, parlor and chair cars upon the railroads of this State," the same being section 3414, Howell's annotated statutes of Michigan.

The bill was read a first and second time by its title and referred to the committee on railroads.

Mr. Fox, previous notice having been given and leave being granted, introduced

Senate bill No. 101, entitled

A bill to incorporate the village of Ubley, Huron county.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Wisner, previous notice not having been given, by unanimous consent introduced

Senate bill No. 102, entitled

A bill to revise and amend secs. 8 and 10 of an act entitled "An act to

provide for the incorporation and regulation of certain corporations generally known as building and loan associations," approved March 29, 1887, being act No. 50 of the session laws of 1887.

The bill was read a first and second time by its title and referred to the committee on banks and incorporations.

Mr. Galbraith, previous notice having been given and leave being granted, introduced

Senate bill No. 103, entitled

A bill to amend section 24 of Act No. 304 of the session laws of 1869, entitled "An Act to incorporate the village of Orion."

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Gilmore, previous notice not having been given, by unanimous consent, introduced

Senate bill No. 104, entitled

A bill to amend section 3, act 153 of 1885, entitled "An act to provide for assessment of property and levy and collection of taxes thereon," approved June 9, 1885, as amended by act No. 301 of 1887.

The bill was read a first and second time by its title and referred to the committee on judiciary.

#### THIRD READING OF BILLS.

Senate bill No. 32 (file No. 5), entitled

A bill to incorporate the village of Lake Odessa, in Ionia county.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Gurney,	Mr. Ranney,
Barringer,	Galbraith,	Holbrook,	Taylor,
Berry,	Gilmore,	Leavitt,	Tyler,
Blackwell,	Gorman,	McCormick,	Wisner,
Chapman,	Green,	Milnes,	President
Den Herder,	Griffey,	Nagel,	<i>pro tem.</i> ,
Dustan,	Grossfield,	Palmer,	26

#### NAYS.

0

Title agreed to.

On motion of Mr. Palmer,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 4, (file No. 9), entitled,

A bill to change the name of Edward Thomas Clutterbuck of the township of Sanborn, county of Alpena, State of Michigan, to Edward Thomas Sanborn,

Was read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Gurney,	Mr. Palmer,
Barringer,	Fox,	Holbrook,	Ranney,
Berry,	Galbraith,	Leavitt,	Taylor,
Blackwell,	Gilmore,	McCormick,	Tyler,
Chapman,	Griffey,	Milnes,	Wisner,
Den Herder,	Grosfield,	Nagel,	President
			<i>pro tem.</i>
			24

## NAYS.

0

Title agreed to.

On motion of Mr. Holbrook,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 19 (file No. 10), entitled

A bill to change the name of Sibelia Carpenter to Sibelia Carpenter Davis.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Holbrook,	Mr. Ranney,
Barringer,	Galbraith,	Leavitt,	Taylor,
Berry,	Gilmore,	McCormick,	Tyler,
Blackwell,	Griffey,	Milnes,	Wisner,
Chapman,	Grosfield,	Nagel,	President
Den Herder,	Gurney,	Palmer,	<i>pro tem.</i>
Dunstan,			
			24

## NAYS.

0

Title agreed to.

On motion of Mr. Holbrook,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 43 (file No. 12), entitled

A bill to amend section 1 of act No. 128 of the laws of 1887, being an act entitled "An act for the requiring of a civil license in order to marry, and the due registration of the same, and to provide a penalty for the violation of the provisions of the same," and to extend the provisions of said act to non-residents of this State,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Holbrook,	Mr. Ranney,
Barringer,	Galbraith,	Leavitt,	Taylor,
Berry,	Gilmore,	McCormick,	Tyler,
Blackwell,	Griffey,	Milnes,	Wisner,
Chapman,	Grosfield,	Nagel,	President
Den Herder,	Gurney,	Palmer,	<i>pro tem.</i>
Dunstan,			24

## NAYS.

0

Title agreed to.

On motion of Mr. Palmer,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Dunstan, by unanimous consent, offered the following concurrent resolution, relative to the records of Isle Royal county.

WHEREAS, The county of Isle Royal has become depopulated and its county organization practically abandoned ; and

WHEREAS, It is reported that a safe or safes, or other packages, containing the books and records of said county of Isle Royal were, at the time of its abandonment, shipped to Detroit, and are now stored in said city, therefore, be it

*Resolved, by the Senate* (the House concurring), That the Auditor General be, and he is hereby, authorized to make search for said safe or safes, or other packages containing any books, records, or files belonging to the county of Isle Royal, and to demand and receive them from the persons in whose custody they may be found, and to remove them to his office and safely keep them until demanded from him by the authorities of Isle Royal county, when said county shall resume its corporate existence. The Auditor General is also hereby authorized to open any safe or other packages he may find belonging to said Isle Royal county, and to examine and to make copies or abstracts from any books or papers found therein, on request of parties interested, on payment of compensatory fees, payable into the State treasury. Any copies, transcripts, or statements so made and signed by the Auditor General shall have the same force and effect as if signed by the proper officers of Isle Royal county.

The question being on the adoption of the resolution,

On motion of Mr. Dunston,

The resolution was referred to the committee on the judiciary.

## GENERAL ORDER.

On motion of Mr. Chapman,

The Senate went into committee of the whole on the general order;

Whereupon,

The President called Mr. Wisner to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

## I.

Senate bill No. 45 (file No. 8), entitled,

A bill to provide for the incorporation of the Finnish National Brothers' Temperance Associations of North America.

Senate bill No. 11 (file No. 11), entitled

A bill to amend section 19 of chapter 21 of Howell's annotated statutes of Michigan, being compiler's section No. 814, relative to fence viewers.

Senate bill No. 18, (file No. 6), entitled

A bill to provide for selecting and drawing jurors for the circuit court of the county of Saginaw.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.



## II.

The committee of the whole have also had under consideration the following:

Senate bill No. 63 (file No. 15), entitled

A bill to provide for the incorporation of trust, deposit and security companies, and to repeal act 58 of the session laws of 1871, approved March 29, 1871, entitled "An act to provide for the incorporation of trust, deposit and security companies," being chapter 88 of Howell's annotated statutes, also to repeal act No. 123 of the session laws of 1883, approved May 25th, 1883, entitled "An act to amend section 9 of act No. 58 of the session laws of 1871," approved March 29, 1871, being compiler's section 2290, relative to the corporate rights of trust, deposit and security companies,

Have directed their chairman to report the same back to the Senate, with the recommendation that it do lie on the table.

C. W. WISNER, *Chairman.*

The President *pro tem.* having taken the chair,

The report was accepted and the committee discharged.

The first above named bills were placed on the order of third reading of bills.

On motion of Mr. Gilmore,

The second named bill was laid on the table.

## NOTICES.

By unanimous consent,

Mr. Gorman gave notice that on some future day he would ask leave to introduce

A bill to repeal act No. 18 of the public acts of 1881, entitled "An act to restrict the disposition of personal property by last will," being sections 5824 and 5825 of Howell's annotated statutes of Michigan.

Also,

A bill to authorize proceedings by garnishment against executors, administrators, public officers and municipal corporations.

Mr. Dunstan moved that when the Senate adjourn to-day, it stand adjourned until 10 o'clock tomorrow morning.

Which motion did not prevail.

On motion of Mr. Wisner,

The Senate adjourned.

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*Lansing, February 14, 1889.*

The Senate met and was called to order by the President *pro tem.* at 2 o'clock P. M.

Prayer by the Rev. Mr. Thompson.

Roll called: a quorum present.

Absent without leave: Mr. Rentz.

On motion of Mr. Gorman,

Leave of absence was granted Mr. Rentz for the day.

PRESENTATION OF PETITIONS.

No. 118. By Mr. Grosfield: Resolutions of Wallace Post, No. 95, G. A. R., relative to the erection of a statue to Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 119. By Mr. Colgrove: Resolutions of J. B. Sackett Post, No. 320, G. A. R., relative to the erection of a statue to Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 120. By Mr. Green: Petition of Henry Burr and many other citizens asking the amendment of the fish and game laws.

Referred to the committee on fisheries.

No. 121. By Mr. Leavitt: Resolutions of Geo. Martin Post, No. 227, G. A. R., relative to the erection of a statue to Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 122. By Mr. McCormick: Petition of Dan J. Arnold, F. E. Fish, W. B. Williams and 16 others, members of the Allegan county bar, for the extending of the terms of county clerks to four years.

Referred to the committee on judiciary.

No. 123. By Mr. Berry: Remonstrance of 30 taxpayers of Mackinaw township, Cheboygan, against the immediate passage of a bill, granting a city charter to the village of Cheboygan.

On motion of Mr. Berry,

The remonstrance was read and ordered spread at length upon the Journal.

The remonstrance is as follows:

At a meeting of resident taxpayers of the township of Mackinac, held February 12, 1889, at which meeting thirty taxpayers were present, the following resolution was unanimously adopted:

*Resolved*, That the summary action taken by the residents of Cheboygan to immediately push to a final passage a bill granting a city charter to the village of Cheboygan (with the special provisions of making the mayor and clerk members of the board of supervisors of said county) is unjust, and we earnestly remonstrate, and ask that the passage of said bill be postponed for twenty days, or until the residents of the county may be heard from.

B. FAIRCHILD,  
*Chairman.*

E. M. SUTHERLAND,

*Secretary.*

Referred to the committee on cities and villages.

No. 124. By Mr. Taylor: Protest of James Inglis and 31 other citizens of Detroit and stockholders in corporations organized under the laws of this State, against the repeal of the minority representation.

Referred to the committee on judiciary.

No. 125. By Mr. Gorman: Remonstrance of 22 taxpayers and citizens of Saline, Washtenaw county, against the repeal of the mortgage tax law.

Referred to the committee on judiciary.

No. 126. By Mr. Blackwell: Resolution of the board of supervisors of Emmet county, relative to change of boundaries of the township of Bliss.

Referred to the committee on counties and townships.

No. 127. By Mr. Fox: Petition of Edward Baskin and others, asking the passage of the uniformity text-book bill for Huron county public schools.

Referred to the committee on education and public schools.

No. 128. By Mr. Toan: Resolutions of A. G. Russell Post, No. 234, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 129. By Mr. Milnes: Petition of Judge Loveridge and others, for the extension of the terms of county clerks to four years.

Referred to the committee on judiciary.

No. 130. By Mr. Harshaw: Resolutions of the village council of Oscoda, Mich., asking the Legislature to delay action looking to the incorporation of the villages of Oscoda and Au Sable into a city until an expression of the voters can be had on the question.

Referred to the committee on cities and villages.

No. 131. By Mr. Harshaw: Resolutions of the common council of Alpena, asking for the passage of a bill authorizing them to enter into a contract with the Alpena city water company to furnish said city with water for extinguishing fires and also for domestic use.

Referred to the committee on banks and corporations.

#### REPORTS OF STANDING COMMITTEES.

By the committee on mining school and mining interests:

The committee on mining school and mining interests, to whom was referred

House bill No. 33 (file No. 6), entitled

A bill to amend sec. 6 of act No. 70, of the public acts of 1885, entitled "An act to establish and regulate a Mining School in the Upper Peninsula," approved May 1, 1885,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

THOS. B. DUNSTAN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

Senate bill No. 7, entitled

A bill to legalize certain bridge bonds issued by the county of Bay,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ROSWELL LEAVITT, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

## COMMUNICATIONS FROM STATE OFFICERS.

The President *pro tem.* announced the following :

AUDITOR GENERAL'S OFFICE, }  
Lansing, February 14, 1889. }

*To the President of the Senate :*

SIR,—In response to a resolution of inquiry, I have the honor to submit a statement showing the amount of annual tax collected of each telephone company since the passage of act No. 168 of the session laws of 1881, the assessed valuation of the several telephone lines for 1881 and subsequent years, together with the rate of taxation for each year.

Very respectfully,

By H. R. PRATT,  
*Deputy.*

H. H. APLIN,  
*Auditor General*

On motion of Mr. Taylor,  
The statement was ordered printed in the Journal.  
The statement is as follows:

Name of Company.	On Report for 1881.			On Report for 1882.			On Report for 1883.			On Report for 1884.		
	Valuation.	Rate.	Tax.	Valuation.	Rate.	Tax.	Valuation.	Rate.	Tax.	Valuation.	Rate.	Tax.
Telephone and Telegraph Construction Co.	\$54,909 91	.01855	\$1,073 48	\$112,054 78	.022	\$2,465 20	\$128,883 45	.0215	\$2,727 67	\$190,817 17	.0215	\$4,108 57
Michigan Bell Telephone Co.							54,174 75	.0215	1,164 76	105,888 90	.0215	2,272 43
St. Ignace Bell Telephone Co.												
Gogebic Telephone and Electric Co.												
Hadley Telephone Co.												
Name of Company.	On Report for 1885.			On Report for 1886.			On Report for 1887.			On Report for 1888.		
	Valuation.	Rate.	Tax.	Valuation.	Rate.	Tax.	Valuation.	Rate.	Tax.	Valuation.	Rate.	Tax.
Telephone and Telegraph Construction Co.	\$212,543 50	.02	\$4,250 88	\$254,763 80	.02½	\$6,728 16	\$276,204 68	.0215	\$5,938 40	\$309,965 88	.0215	\$6,664 06
Michigan Bell Telephone Co.	123,760 10	.02	2,475 20	143,912 90	.02½	3,298 64	167,800 00	.0215	3,598 96	185,875 00	.0215	3,996 81
St. Ignace Bell Telephone Co.							573 30	.0215	12 30	675 25	.0215	14 54
Gogebic Telephone and Electric Co.							2,770 00	.0215	59 56	1,438 00	.0215	30 66
Hadley Telephone Co.										697 00	.0215	13 62

## MESSAGES FROM THE HOUSE.

The President *pro tem.* also announced the following :

HOUSE OF REPRESENTATIVES, }  
Lansing, Feb. 14, 1889. }

*To the President of the Senate :*

SIR,—I am instructed by the House to return to the Senate the following entitled bill :

Senate bill No. 10 (file No. 1), entitled

A bill to attach the surveyed townships 48 north, range 43 west, and 48 north, range 43 west, in the county of Ontonagon, Michigan, to the organized township of Ontonagon in said county.

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

On motion of Mr. Dunstan,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following :

HOUSE OF REPRESENTATIVES, }  
Lansing, Feb. 13, 1889. }

*To the President of the Senate :*

SIR,—I am instructed by the House to transmit the following entitled bill :

House bill No. 26 (file No. 66), entitled

A bill to incorporate the village of Fennville in the county of Allegan.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President *pro tem.* also announced the following :

HOUSE OF REPRESENTATIVES, }  
Lansing, February 13, 1889. }

*To the President of the Senate :*

SIR,—I am instructed by the House to transmit the following entitled bills :

1. House bill No. 143 (file No. 63), entitled

A bill to amend sections 6, 7 and 8 of an act entitled "An act to provide for the erection and maintenance of shutes for the passage of fish through the dams across the streams of this State," being Act No. 246 of the laws of 1861, and all amendments and additions thereto.

2. House bill No. 63 (file No. 35), entitled

A bill to amend Sec. 2 of act No. 137 of the public acts of 1883, entitled "An act to specify certain duties of health officers and provide for compensation therefor in townships, cities and villages, where the health officer is not otherwise instructed by the local board of health," approved June 1, 1883.

3. House bill No. 62 (file No. 34), entitled

A bill to amend section 43 of chapter 46 of the compiled laws of 1871, relative to the public health, being compiler's section 1675 of Howell's annotated statutes, as amended by act No. 11 of the public acts of 1883, approved March 17, 1883.

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title and referred to the committee on fisheries.

The second named bill was read a first and second time by its title, and referred to the committee on public health.

The third named bill was read a first and second time by its title and referred to the committee on public health.

NOTICES.

Mr. Griffey gave notice that on some future day he would ask leave to introduce

A bill to provide for the incorporation of the order of Sons of St. George.

Mr. Gurney gave notice that on some future day he would ask leave to introduce

A bill making appropriations for the State Board of Fish Commissions for the year ending June 30, 1890, and for the year ending June 30, 1891.

Mr. Harshaw gave notice that on some future day he would ask leave to introduce

A bill to detach certain territory from the township of Alpena, and certain territory from the jurisdiction of the public schools of Maple Ridge, in the county of Alpena, Michigan, and organize the same into a school district, to be known and designated as fractional school district number thirteen (13), of Maple Ridge and Alpena.

Mr. Harshaw gave notice that on some future day he would ask leave to introduce

A bill to provide for the establishing and maintaining of a true meridian in each of the counties of this State, and obtaining the variations of the magnetic needle therefrom.

Mr. Harshaw gave notice that on some future day he would ask leave to introduce

A bill to vacate the villages of AuSable and Oscoda, and incorporate the city of Chevalier.

Mr. Berry gave notice that on some future day he would ask leave to introduce

A bill to amend sections 2 and 7 of act No. 169, of the public acts of 1881, entitled "An act to revise and consolidate the several acts relating to the care and management of the State library," approved May 31, 1881.

Mr. Colgrove gave notice that on some future day he would ask leave to introduce

A bill to repeal act number seventy-seven of the session laws of 1887, approved April 19, 1887.

Mr. Babcock gave notice that on some future day he would ask leave to introduce

A bill to amend act No. 134 of the laws of Michigan of 1859, entitled "An act to incorporate the city of Niles," approved February 12, 1859, and all acts amendatory thereof.

Mr. Den Herder gave notice that on some future day he would ask leave to introduce

A bill to amend sections 1, 2, 4, 5, 6, 7, and 8, of act number 108 of the session laws of 1885, approved May 21, 1885, relative to the compulsory reformatory education of juvenile disorderly persons.

Mr. Wesselius gave notice that on some future day he would ask leave to introduce

A bill to facilitate the construction of and to maintain sidewalks in the township of Grand Rapids, in the county of Kent, and to levy a tax therefor.

Mr. Wesselius gave notice that on some future day he would ask leave to introduce

A bill for the relief of Louis F. Smith, for injuries received while a member of the Michigan State troops.

Mr. Wesselius gave notice that on some future day he would ask leave to introduce

A bill to authorize the township board of the township of Grand Rapids to provide and maintain street lamps for the lighting of the streets and highways of the west one-half of section 29, in said township.

Mr. Palmer gave notice that on some future day he would ask leave to introduce

A bill to authorize the common council of the city of Big Rapids to make a re-assessment to defray the expense of a public improvement on Maple street in said city, from the Grand Rapids & Indiana railroad depot west to State street.

Mr. Palmer gave notice that on some future day he would ask leave to introduce

A bill to amend secs. 4, 6, 8, 13, 22, 44 and 45 of act No. 353 of the local acts of 1887, approved the 21st day of February, A. D. 1887, entitled "An act to revise and amend the charter of the city of Big Rapids, being amendatory of an act entitled 'An act to revise the charter of the city of Big Rapids approved March 16, 1875, as amended by the several acts amendatory thereof.'"

Mr. Wesselius gave notice that on some future day he would ask leave to introduce

A bill to authorize the township board of the township of Grand Rapids in the county of Kent to establish and maintain a fire district within the limits of section 29 of said township, and to provide fire protection within the same.

Mr. Toan gave notice that on some future day he would ask leave to introduce

A bill making appropriation for the purchase of a cooking range, two washing-machines, fire and lawn hoses, dishes, bedding, books and stationery, tools and general repairs, one sander, and for putting in a dust arrester in certain shops at the State House of Correction and Reformatory at Ionia.



Mr. Leavitt gave notice that on some future day he would ask leave to introduce

A bill to incorporate the village of Mancelona in the country of Antrim.

Mr. Leavitt gave notice that on some future day he would ask leave to introduce

A bill providing for the erection of two infirmaries, one for male and one female patients, and also providing for the erection of two cottages, one for male and one for female patients, on the grounds of the Northern Michigan Asylum at Traverse City, and making appropriations therefor.

Mr. Leavitt gave notice that on some future day he would ask leave to introduce

A bill making appropriations for introducing electricity for lighting; for constructing a cement sidewalk, and for increasing the water supply at the Michigan Asylum for the Insane.

Mr. Holbrook gave notice that on some future day he would ask leave to introduce

A bill to amend section 9 of act No. 149 of the public acts of 1881, being an act to provide for the adoption and use of a standard form of fire insurance policy.

Mr. Dunstan gave notice that on some future day he would ask leave to introduce

A bill to authorize the Superintendent of Public Instruction to issue to persons who have passed a course of study in a teachers' reading circle, a certificate of credit to be issued by them on examination for certificate for teaching.

Mr. Dunstan gave notice that on some future day he would ask leave to introduce

A bill to provide for the examining and licensing of teachers in school district No. 1, of Calumet township, in Houghton county, Michigan.

Mr. Dunstan gave notice that on some future day he would ask leave to introduce

A joint resolution authorizing the Auditor General to make search and demand for the safe or safes, or other packages containing any books, records or files belonging to the county of Isle Royal, and to safely keep the same, and to make copies, transcripts or statements of such books, records and files.

The President *pro tem.* announced that the time had arrived for the

#### SPECIAL ORDER.

Being the election of a temporary President.

On motion of Mr. Palmer,

The special order was postponed until the Senate arrived at the order of special orders of the day.

The Senate then resumed the order of

#### NOTICES.

Mr. Giddings gave notice that on some future day he would ask leave to introduce

A bill to transform the State House of Correction and branch of the State Prison at Marquette into a prison of infamy, and to provide for the incarceration of a certain class of criminals therein.

Mr. Fox gave notice that on some future day he would ask leave to introduce

A bill to repeal act No. 271, of the session laws of 1887 and approved June 27, 1887.

Mr. Ranney gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of Mountain Home Cemetery.

Mr. Ranney gave notice that on some future day he would ask leave to introduce

A bill providing for the erection of a chapel and amusement hall at the Michigan Asylum for the Insane with appropriation for the same.

Mr. Blackwell gave notice that on some future day he would ask leave to introduce

A bill to organize the township of Harrison in the county of Schoolcraft.

#### MOTIONS AND RESOLUTIONS.

Mr. Dunstan moved to take from the table the following concurrent resolution:

*Be it resolved by the Senate of the State of Michigan* (the House concurring), That our Senators and Representatives in Congress be and they are hereby requested to use their best endeavors to secure such legislation by Congress as will result in placing, subject to homestead or preemption entry, the unearned lands of the so-called "Ontonagon and Brule River Railroad Company" in the Upper Peninsula;

*And be it further resolved*, That the Governor be and he is hereby requested to forward copies of the foregoing resolution to our Senators and Representatives in Congress.

Which motion prevailed,

The question being on the adoption of the resolution,

On motion of Mr. Palmer,

The resolution was referred to the committee on federal relations.

Mr. Den Herder offered the following resolution:

*Resolved* (the House concurring), That the State printer be instructed to mail a copy of the Daily Journal to each one of the resident clergy of the city of Lansing who officiates in the religious exercises of the two houses;

Which resolution was adopted.

Mr. Leavitt offered the following resolution:

*Resolved*, That the sergeant-at-arms be and he is hereby instructed to procure for the use of the officers and members of the Senate a letter press and all necessary appurtenances.

The question being on the adoption of the resolution,

On motion of Mr. Taylor,

The resolution was referred to the committee on supplies and expenses.

Mr. Dunstan moved to take from the table

Senate bill No. 33, entitled

A bill to release to the United States all the right, title and interest of the State of Michigan to certain lands granted to the State by act of Congress, approved June 3, 1856.

Which motion prevailed,

On motion of Mr. Dunstan,

The bill was referred to the committee on public lands.

Mr. Palmer offered the following resolution:

*Resolved*, That a copy of the daily Journal be sent to each sheriff of this State.

Mr. Gurney moved to amend the resolution so as to include city clerks.

Which motion prevailed,

Mr. Dunstan moved to amend the resolution so as to include village clerks or recorders.

On motion of Mr. Chapman,

The resolution was referred to the committee on printing.

#### REPORTS OF STANDING COMMITTEES.

By unanimous consent the committee on State affairs submitted the following report:

The committee on State affairs, to whom was referred

Senate bill No. 37, entitled

A bill to amend sections one, four, ten and twenty-five of chapter 83 of the compiled laws of 1871, as amended by act No. 52 of the session laws of 1872, approved March 29, 1872, being compiler's sections 3752, 3755, 3761, 3775 of Howell's annotated statutes, relative to the formation of corporations for the purpose of engaging in commerce or navigation.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By unanimous consent, the committee on judiciary submitted the following reports:

The committee on judiciary, to whom was referred

House bill No. 89 (file No. 37), entitled

A bill to amend section 7137 of the compiled laws of 1871, being compiler's section 8698 of Howell's annotated statutes of the State of Michigan, relative to limitations of actions relating to real property,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 74, entitled

A bill to prevent the summoning of talesmen in courts of record to fill up juries impanelled to try civil and criminal cases from bystanders or persons in the court room or halls of the building leading to the court room, or who are attending the trial for the purpose of securing a place upon juries.

Respectfully report that they have had the same under consideration, and

have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

#### INTRODUCTION OF BILLS.

Mr. Chapman, previous notice not having been given, by unanimous consent, introduced

Senate bill No. 105, entitled

A bill to amend sec. 57, of chapter 189 of the compiled laws of 1871, being compiler's section 7606 of Howell's annotated statutes of Michigan, as amended by act No. 15 of the session laws of 1885, relative to the trial of issues of fact.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Taylor, previous notice having been given and leave being granted, introduced

Senate bill No. 106, entitled

A bill to amend section 3067 of the compiled laws of 1871, being section 4630 of chapter 170 of Howell's annotated statutes, relative to "churches and religious societies."

The bill was read a first and second time by its title and referred to the committee on religious and benevolent institutions.

Mr. Taylor, previous notice having been given and leave being granted, introduced

Senate bill No. 107, entitled

A bill to amend section 37 of act No. 194 of the session laws of 1877, approved May 22, 1877, being section 1915 of chapter 46 of Howell's Annotated Statutes, relative to the Michigan Asylum and Eastern Michigan Asylum for the Insane.

The bill was read a first and second time by its title and referred to the committee on Asylums for Insane.

Mr. Griffey, previous notice having been given and leave being granted, introduced

Senate bill No. 108, entitled

A bill to permit the township boards of the several townships in the State of Michigan to regulate and license the business of hawking, peddling or trafficking in any goods, wares, merchandise or products in their townships.

The bill was read a first and second time by its title and referred to the committee on state affairs.

Mr. Griffey, previous notice having been given and leave being granted, introduced

Senate bill No. 109, entitled

A bill to make an appropriation for completing the decoration of the State capitol.

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Wesselius, previous notice not having been given, by unanimous consent, introduced

Senate bill No. 110, entitled

A bill to amend sections 6, 12, 13, 20 and 42, and to repeal section 34 of "An act relative to the organization and powers of fire and marine insurance companies transacting business within this State," approved April 3, 1869, as amended and supplemented by the various acts amendatory thereof and supplementary thereto, and to amend section 6 of a of an act entitled "An act to prevent the soliciting or issuing of unauthorized fire or inland marine insurance policies in this State, approped May 12, 1881, to add a new section to chapter 133 of Howell's annotated statutes to stand as section 43, and to repeal all acts and parts of acts in conflict with the provisions of this act.

The bill was read a first and second time by its title and referred to the committee on insurance.

Mr. Wesselius, previous notice not having been given, by unanimous consent, introduced

Senate bill No. 111, entitled

A bill to revise and amend sections 4, 5, 6, 8, 9, 10, 17 and 20 of an act entitled "An act to revise and amend sections 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 17, 19 and 20 of an act entitled 'An act to establish and organize a municipal court in the city of Grand Rapids to be known and called the police court of Grand Rapids, and to repeal an act entitled 'An act to establish and organize a police court in the city of Grand Rapids, approved April 30, 1873,' and all amendments thereto and all acts or parts of acts in any wise contravening the provisions of this act," being act No. 76 of the session laws of 1879, approved May 13, 1879, being act No. 127 of the session laws of 1885, approved May 28, 1885.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Harshaw, previous notice having been given and leave being granted, introduced

Senate bill No. 112, entitled

A bill to vacate the villages of Au Sable and Oscoda and to incorporate the city of Iosco, and to repeal all acts and parts of acts inconsistent therewith,

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Gorman, previous notice having been given and leave being granted, introduced

Senate bill No. 113, entitled

A bill to repeal act No. 18 of the public acts of 1881, entitled "An act to restrict the disposition of personal property by last will," being sections 5824 and 5825 of Howell's annotated statutes of Michigan.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Gorman, previous notice having been given and leave being granted, introduced

Senate bill No. 114, entitled

A bill to authorize proceedings by garnishment against executors, administrators, public officers and municipal corporations.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Holbrook, previous notice having been given and leave being granted, introduced

Senate bill No. 115, entitled

A bill to amend section 9 of act No. 149 of public acts of 1881, being an act to provide for the adoption and use of a standard form of fire insurance policy.

The bill was read a first and second time by its title and referred to the committee on insurance.

Mr. Blackwell, previous notice having been given and leave being granted, introduced

Senate bill No. 116, entitled

A bill to incorporate the public schools of the township of Burt in the county of Alger.

The bill was read a first and second time by its title and referred to the committee on education.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate bill No. 117, entitled

A bill to attach certain territory in Hancock township, Houghton county, Michigan, to graded school district number one (1) of said Hancock township.

The bill was read a first and second time by its title and referred to the committee on towns and counties.

Mr. Dunstan, previous notice having been given and leave granted, introduced

Senate bill No. 118, entitled

A bill to define the rights, duties, and liabilities of the parties to leases, sub-leases, licenses and other contracts, hereafter made for mining ores, minerals, or metals.

The bill was read a first and second time by its title and referred to the committee on the judiciary.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate bill No. 119, entitled

A bill to provide for the apportionment of State taxes charged to Ontonagon county for the years 1887, 1888, 1889 and 1890 between the counties of Ontonagon and Gogebic, and to provide for the assessment and collection of the same.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Fox, previous notice having been given and leave being granted, introduced

Senate bill No. 120 entitled

A bill to appropriate money for the current expenses] and repairs of the State Prison at Jackson.

The bill was read a first and second time by its title and referred to the committee on State Prison.

Mr. Fox, previous notice having been given and leave being granted, introduced

Senate bill No. 121, entitled

A bill to prescribe the manner of conducting, and to prevent fraud and deception at general elections in this State.

The bill was read a first and second time by its title and referred to the committee on elections.

Mr. Barringer (by request) previous notice having been given and leave being granted, introduced

Senate bill no 122, entitled

A bill to provide for the election of municipal justices of the peace and determine their jurisdiction.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Palmer, previous notice having been given and leave being granted, introduced

Senate bill No. 123, entitled

A bill to amend sections 39 and 40 of act No. 175, session laws of 1851, entitled "An act to provide for holding general and special elections," being sections 70 and 71 of compiled laws of 1871 and sections 175 and 176 of Howell's annotated statutes.

The bill was read a first and second time by its title and referred to the committee on elections.

Mr. Palmer, previous notice having been given, and leave being granted, introduced

Senate bill No. 124, entitled

A bill for uniform ballots on constitutional amendments, and to repeal act No. 66 of session laws of 1873, being section 237 of Howell's annotated statutes.

The bill was read a first and second time by its title and referred to the committee on constitutional amendments.

Mr. Wesselius, previous notice not having been given, by unanimous consent, introduced

Senate bill No. 125, entitled

A bill to provide for the election of two justices of the peace and a room for holding justice courts and for the appointment of a justices' clerk in and for the city of Grand Rapids, and to define their jurisdiction and fix their compensation, and to repeal an act entitled "An act to provide for the election of four justices of the peace in and for the city of Grand Rapids and to define their jurisdiction and fix their compensation," approved March 11, 1881, and all acts and parts of acts in any wise contravening the provisions of this act.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Gilmore, previous notice having been given and leave being granted, introduced

Senate bill No. 126, entitled

A bill to amend section 9 of article 2 of act No. 198 of the session laws of 1873, being an act entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," as amended by act No. 177, session laws of 1877, and act No. 116, public acts of 1883.

The bill was read a first and second time by its title and

On motion of Mr. Gilmore,

The bill was laid on the table.

Mr. Holbrook, previous notice having been given and leave being granted, introduced

Senate joint resolution No. 10, entitled

Joint resolution authorizing the board of State auditors to sell certain property belonging to the State and also authorizing them to make certain improvements on certain other property owned by the State.

The joint resolution was read a first and second time by its title and referred to the committee on State affairs.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate joint resolution No. 11, entitled

Joint resolution proposing the repeal of sec. 10 of article 15 of the constitution relative to the duration of corporations.

The joint resolution was read a first and second time by its title and referred to the committee on constitutional amendments.

Mr. Fox, previous notice having been given and leave being granted introduced

Senate joint resolution No. 12, entitled

Joint resolution to authorize the board of inspectors of the State Prison at Jackson to convey or dedicate a strip or parcel of land on the south part of the prison land of the State to the city of Jackson for street purposes.

The joint resolution was read a first and second time by its title and referred to the committee on State Prison.

Mr. Fox, previous notice having been given and leave being granted, introduced

Senate joint resolution No. 13, entitled

Joint resolution to authorize the board of inspectors of the State Prison at Jackson to lease a parcel of land for the purpose of quarrying stone.

The joint resolution was read a first and second time by its title and referred to the committee on State Prison.

### THIRD READING OF BILLS.

Senate bill No. 45 (file No. 8), entitled

A bill to provide for the incorporation of Finnish National Brothers' Temperance Associations of North America,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Harshaw,	Mr. Ranney,
Barringer,	Giddings,	Holbrook,	Taylor,
Berry,	Gilmore,	Leavitt,	Tyler,
Blackwell,	Gorman,	McCormick,	Wesselius,
Chapman,	Green,	Milnes,	Wisner,
Colgrove,	Griffey,	Nagel,	President
Dunstan,	Grosfield,	Palmer,	<i>pro tem.</i> ,
Fox,	Gurney,		

29

### NAYS.

0



Title agreed to.

On motion of Mr. Griffey,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 11 (file No. 11), entitled

A bill to amend section 19 of chapter 21 of Howell's annotated statutes of Michigan, being compiler's section No. 814, relative to fence viewers.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Gurney,	Mr. Ranney,	
Barringer,	Galbraith,	Harshaw,	Taylor,	
Berry,	Giddings,	Holbrook,	Tyler,	
Blackwell,	Gilmore,	Leavitt,	Wesselius,	
Chapman,	Gorman,	McCormick,	Wisner,	
Colgrove,	Green,	Milnes,	President	
Den Herder,	Griffey,	Nagel,	<i>pro tem.</i> ,	30
Dunstan,	Grosfield,	Palmer,		

#### NAYS.

0

Title agreed to.

On motion of Mr. Dunstan,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 3 (file No. 18), entitled

A bill to provide for selecting and drawing jurors for the circuit court of the county of Saginaw.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows.

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Gurney,	Mr. Ranney,	
Barringer,	Galbraith,	Harshaw,	Taylor,	
Berry,	Giddings,	Holbrook,	Toan,	
Blackwell,	Gilmore,	Leavitt,	Tyler,	
Chapman,	Gorman,	McCormick,	Wesselius,	
Colgrove,	Green,	Milnes,	Wisner,	
Den Herder,	Griffey,	Nagel,	President,	
Dunstan,	Grosfield,	Palmer,	<i>pro tem.</i> ,	31

#### NAYS.

0

Title agreed to.

On motion of Mr. Wisner,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. McCormick, by unanimous consent, moved to take from the table Senate bill No. 21 (file No. 7), entitled

A bill to provide for the appointment of an assistant prosecuting attorney for the county of Allegan,

Which motion prevailed.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows.

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Gurney,	Mr. Ranney,
Barringer,	Galbraith,	Harshaw,	Taylor,
Berry,	Giddings,	Holbrook,	Toan,
Blackwell,	Gilmore,	Leavitt,	Tyler,
Chapman,	Gorman,	McCormick,	Wesselius,
Colgrove,	Green,	Milnes,	President
Den Herder,	Griffey,	Nagel,	<i>pro tem.</i>
Dunstan,	Grosfield,	Palmer,	30

#### NAYS.

0

The question being on agreeing to the title,

Mr. Palmer moved to amend the title so as to read as follows:

A bill to provide for the appointment of an assistant prosecuting attorney for the county of Allegan, prescribing his duties and providing for fixing his compensation,

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. McCormick,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

#### REPORT OF STANDING COMMITTEE.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report, as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 10 (file No. 1), entitled

A bill to attach the surveyed townships forty-eight north, range forty-two west, and forty-eight north, range forty-three west, in the county of Ontonagon, Michigan, to the organized township of Ontonagon, in said county.

JAMES W. McCORMICK, *Chairman.*

#### SPECIAL ORDER,

Being the election of a temporary president.

Mr. Gorman moved that the Senate proceed by ballot to the nomination of a candidate for temporary president.

Which motion prevailed.

Mr. Gorman moved that the president *pro tem.* be authorized to appoint two tellers,

Which motion prevailed.

The president *pro tem.* announced as such tellers, Messrs. Gorman and Wisner.

The President *pro tem.* announced the result of the ballot as follows:

Whole number of votes cast.....	27
For Senator Galbraith.....	1
Senator Fox.....	1
Senator Holbrook.....	1
Senator Wisner.....	1
Senator Giddings.....	22
Blank.....	1

Whereupon,

The Senate proceeded to elect a Temporary President, by yeas and nays, as follows:

FOR J. WIGHT GIDDINGS.

Mr. Babcock,	Mr. Fox,	Mr. Harshaw,	Mr. Taylor,
Barringer,	Galbraith,	Holbrook,	Toan,
Berry,	Gilmore,	Leavitt,	Tyler,
Blackwell,	Gorman,	McCormick,	Weeseliuss,
Chapman,	Green,	Milnes,	Wisner,
Colgrove,	Griffey,	Nagel,	President
Den Herder,	Grosfield,	Palmer,	<i>pro tem.</i>
Dunstan,	Gurney,	Ranney,	30

The President *pro tem.* announced that Senator J. Wight Giddings, having received the unanimous vote of the Senate, was duly elected Temporary President.

Mr. Chapman moved that a committee of two be appointed to wait upon Senator Giddings, inform him of his election to the office of Temporary President, and escort him to the chair.

Which motion prevailed.

The President *pro tem.* announced as such committee, Messrs, Chapman and Galbraith.

The committee having performed its duty,

Mr. Giddings took the chair and addressed the Senate as follows:

SENATORS:—Two years ago I happened to be chairman of the engrossing and enrolling committee of the Senate, and therefore was compelled to remain a few days after the adjournment of the Legislature. I well recall the evening when the good byes had been all said, how desolate the Senate Chamber looked. Each desk was deserted, and the books and papers removed, and a lonesome air pervaded the room where an hour before members were chatting and all was life and merriment. We had sat together for six months in daily association; cordial relations united us, warm friendships developed, and affection had been engrafted in our hearts one for another, which would not be effaced in the years to follow, and the Senators had separated, each to go his separate way in different avenues of life. It is with a knowledge of these pleasant relations, these warm friendships which ripen here, that I deeply appreciate the regard, the compliment, the distinction you have conferred upon me. It will be my one aim, Senators, when called upon to preside, in the absence of President Ball, to do so with dignity and impartiality.

On motion of Mr. McCormick,

The Senate adjourned.

*Lansing, February 15, 1889.*

The Senate met and was called to order by the President *pro tem.* at 2 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Grossfield, Nagle, Rentz and Toan.

On motion of Mr. Galbraith

Leave of absence was granted to all absentees for the day.

#### PRESENTATION OF PETITIONS.

No. 132. By Mr. Palmer: Petition of John G. Martz and 104 others, citizens of Big Rapids, asking for the passage of a bill enabling the city of Big Rapids to re-assess a special tax upon the property on Maple street in said city.

Referred to the committee on judiciary.

No. 133. By Mr. Palmer: Petition of D. F. Comstock and 15 others, property owners on Maple street, Big Rapids, asking for the passage of a bill enabling the said city to re-assess a special tax upon the property of said street.

Referred to the committee on judiciary.

No. 134. By Mr. Gurney: Petition of Amos Rosenberg and many others relative to the release to the United States of the unearned lands of the Ontonagon and Brule grant.

On motion of Mr. Gurney,

The petition was read and ordered spread at length on the Journal.

The petition is as follows:

*To the Senate and House of Representatives for the State of Michigan :*

We, the undersigned, citizens of the State of Michigan, would respectfully ask your honorable body to take some action to release to the United States the unearned lands of the grant known as the Ontonagon and Brule grant, granted to the State of Michigan to aid in building a railroad from Ontonagon to the Wisconsin State line.

Referred to the committee on public lands.

No. 135. By Mr. Wesselius: Petition of the Society of Knowledge and Art of the city of Grand Rapids, by its President and Secretary, petitioning for a bill providing for the purity of elections and recommending the Australian system of voting.

Referred to the committee on elections.

No. 136. By Mr. Green: Resolutions of Moses Wisner Post, No. 101, G. A. R., relative to the erection of a statue to Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 137. By Mr. Fox: Petition of Jacob Spreiss and others asking for the passage of the bill making a uniformity of text books for the public schools of Huron county.

Referred to the committee on education and public schools.

No. 138. By Mr. Harshaw: Resolutions of G. K. Warren Post, No. 63 G. A. R., relative to the erection of a statue to Gen. Custer, at Washington.

Referred to the committee on military affairs.

## REPORTS OF STANDING COMMITTEES.

By the committee on printing:

The committee on printing, to whom was referred the following resolution:

*Resolved*, That a copy of the daily Journal be sent to each sheriff and city clerk of this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it be not adopted, and ask to be discharged from the further consideration of the subject.

C. G. GRIFFEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Gurney,

The report was adopted.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred

Senate bill No. 81, entitled

A bill to provide for the organization of township school districts and prescribing the powers and duties of officers thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, and recommend that the bill be printed for the use of the committee.

A. O. BLACKWELL, *Chairman*.

Report accepted.

The bill was ordered printed for the use of the committee.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 26 (file No. 66), entitled

A bill to incorporate the village of Fennville in the county of Allegan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. McCormick,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Griffey,	Mr. Palmer,
Barringer,	Fox,	Gurney,	Ranney,
Berry,	Galbraith,	Harshaw,	Taylor,
Blackwell,	Giddings,	Holbrook,	Wesselius,
Chapman,	Gilmore,	Leavitt,	Wisner,
Colgrove,	Gorman,	McCormick,	President
Den Herder,	Green,	Milnes,	<i>pro tem.</i> ,

27

## NAYS.

0.

Title agreed to.

On motion of Mr. McCormick,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 103, entitled

A bill to amend sec. 24 of act No. 304 of the session laws of 1869, entitled an act to incorporate the village of Orion.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on cities and villages.

The committee on cities and villages, to whom was referred

House bill No. 203, entitled

A bill to amend section 17 of act No. 427 of the local acts of 1881 approved June 8, 1881, entitled "An act to amend section 17 of chapter 10, of an act entitled an act to incorporate the city of Ishpeming in the county of Marquette, approved April 10, 1873, and to add a new chapter thereto to stand as chapter 13 of said act."

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 82, entitled

A bill to incorporate the city of Gladstone, Delta county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Blackwell;

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Blackwell,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Griffey,	Mr. Palmer,
Barringer,	Fox,	Gurney,	Ranney,
Berry,	Galbraith,	Harshaw,	Taylor,
Blackwell,	Giddings,	Holbrook,	Wesselius,
Chapman,	Gilmore,	Leavitt,	Wisner,
Colgrove,	Gorman,	McCormick,	President
Den Herder,	Green,	Milnes,	<i>pro tem.</i> , 27

## NAYS.

0

Title agreed to.

On motion of Mr. Blackwell,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and villages to whom was referred

Senate bill No. 20 (file No. 6), entitled

A bill to reincorporate the city of Ann Arbor, revise the charter of said city and repeal all conflicting acts relating thereto,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Gorman,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Gorman,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Dustan,	Mr. Gurney,	Mr. Ranney,
Barringer,	Fox,	Harshaw,	Taylor,
Berry,	Galbraith,	Holbrook,	Wesselius,
Blackwell,	Gilmore,	Leavitt,	Wisner,
Chapman,	Gorman,	McCormick,	President
Colgrove,	Green,	Milnes,	<i>pro tem.</i> , 26
Den Herder,	Griffey,	Palmer,	

## NAYS.

0

Title agreed to.

On motion of Mr. Gorman,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on constitutional amendments:

The committee on constitutional amendments, to whom was referred Senate joint resolution No. 6, entitled

Joint resolution to amend section 6, article 6, of the constitution of the State of Michigan, relative to circuit courts,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

S. WESSELIUS, *Chairman.*

Reported accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 92, entitled

A bill to amend section 5700 of Howell's annotated statutes, being section 4242 of the Compiled Laws of 1871, relative to the recording of conveyances of real estate,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and they also recommend that the title to said bill be amended so as to correspond with said amendment, and ask to be discharged from the further consideration of the subject.

L. G. PALMER *Chairman.*

Report accepted and committee discharged.

On motion of Mr Palmer,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 91, entitled

A bill to amend section 7852 of Howell's annotated statutes, being section 6268 of the compiled laws of 1871, relative to the partition of lands,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass. And they also recommend that the title to said bill be amended so as to correspond with said amendment, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred



Senate bill No. 73, entitled

A bill to provide wives with property and maintenance from their husband's estates when neglected or deserted by them, or when the husband has become an habitual drunkard or has practiced extreme cruelty towards his wife, or committed any offense sufficient to entitle the wife to a decree of divorce or separation,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 55, entitled

A bill to authorize certain proceedings to quiet titles to real estate in the county of Charlevoix, and to provide for the punishment of persons who may testify falsely, or who may corruptly attempt to acquire title in such real estate, or who shall willfully use or procure false testimony to establish his claim or title:

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 72, entitled

A bill to amend section 22 of chapter 177 of the compiled laws of 1871, being section 6776 of Howell's annotated statutes, relative to oaths of executors, administrators, guardians, etc., in proceedings in probate courts,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 71, entitled

A bill to repeal sec. 21 of chapter 177 of the compiled laws of 1871, being sec. 6775 of Howell's annotated statutes, relative to oaths of executors, administrators and guardians to accounts to be rendered to probate courts,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 107 (file No. 38), entitled

A bill to regulate the trial of suits at law in justice courts.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Dunstan,

The bill was laid on the table.

By the committee on judiciary.

The committee on judiciary, to whom was referred

House bill No. 22 (file 2), entitled

A bill to amend sec. 17 of chapter 317, of Howell's annotated statutes, being compiler's sec. No. 9091, relative to offenses against the lives and persons of individuals.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do not pass and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Gurney,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 29 (file No. 10), entitled

A bill to require all sureties on bonds in judicial proceedings to justify in writing and under oath, and prescribing the requirements of such justification.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Dunstan,

The bill was laid on the table.

By the committee on State affairs,

The committee on State affairs to whom was referred

Senate joint resolution No. 2, entitled

A joint resolution directing the Board of State Auditors to settle the claims

of Messrs. Farrand & Shank, of the city of Lansing, county of Ingham, and Messrs. Burroughs & Company, of the city of Flint, in Genesee county, against the State of Michigan, for damages sustained by reason of the passage of Act No. 186 of the public acts of 1885, entitled, "An act to prevent deception in the manufacture and sale of dairy products, and to preserve the public health,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman.*

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on supplies and expenses:

The committee on supplies and expenses, to whom was referred the following resolution:

*Resolved*, That the Sergeant-at-Arms be and is hereby instructed to procure for the use of the officers and members of the Senate a letter press and all necessary appurtenances.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending that the resolution be adopted, and ask to be discharged from the further consideration of the subject,

W. IRVING BABCOCK, *Chairman.*

Report accepted and committee discharged.

The question being on the adoption of the resolution,

Mr. Chapman demanded the yeas and nays.

The resolution was then adopted, a majority of all the Senators present voting therefor, as follows:

#### YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Griffey,	Mr. Milnes,	
Barringer,	Galbraith,	Gurney,	Palmer,	
Berry,	Giddings,	Harshaw,	Ranney,	
Blackwell,	Gilmore,	Leavitt,	Wesselius,	
Coolgrove,	Green,	McCormick,	Wisner,	20

#### NAYS.

Mr. Chapman,	Mr. Fox,	Mr. Taylor,	Mr. President,
Den Herder,	Holbrook,	Tyler,	<i>pro tem.</i>

By the committee on supplies and expenses:

The committee on supplies and expenses to whom was referred the following account:

The Michigan Senate to Mich. Congress Water Co., Dr.,  
To supply of Americanus 19 days, 9th to 13th Jan, inclusive, 190 gals., \$19.  
The Michigan Congress Water Co.,

W. S. E., *President.*

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending the

allowance of the same, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Babcock,

The report was adopted.

By the committee on military affairs:

The committee on military affairs, to whom was referred

Senate bill No. 95, entitled

A bill to repeal act No. 157 of the laws of 1855, being an act entitled "An act to provide for the adjudication and payment of certain claims for State bounties due to Michigan soldiers and supposed to have been paid by the State upon forged or fraudulent vouchers,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. MILNES, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on military affairs:

The committee on military affairs, to whom was referred the following concurrent resolution:

*Resolved by the Senate* (the House concurring), That the sum of five thousand dollars (\$5,000), or as much thereof as may be necessary, be and the same is hereby appropriated to be expended under the direction of Governor Luce, for the purpose of dedicating the monuments erected by the State of Michigan to the memory of our heroic dead who fell on the battlefield of Gettysburg,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A joint resolution making an appropriation to suitably dedicate the Michigan monuments at Gettysburg,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

A. MILNES, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Milnes,

The Senate concurred in the adoption of the substitute reported by the committee.

The joint resolution was numbered Senate joint resolution No. 14, was read a first and second time by its title, ordered printed and referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following :

HOUSE OF REPRESENTATIVES, }  
*Lansing, Feb. 14, 1889.* }

*To the President of the Senate :*

Sir,—I am instructed by the House to transmit the following entitled bill:  
 House bill No. 68 (file No. 14), entitled

A bill to incorporate the village of Scottville, in the county of Mason,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on cities and villages.

The President *pro tem.* also announced the following :

HOUSE OF REPRESENTATIVES, }  
*Lansing, Feb. 15, 1889.* }

*To the President of the Senate :*

SIR,—I am instructed by the House to transmit the following, entitled bill:

House bill No. 290, entitled

A bill to legalize the assessment and assessment roll of the village of Farwell, in the county of Clare for the year 1888,

Which has passed the House by a majority vote of all the members elect and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and

Pending its reference,

On motion of Mr. Green

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Holbrook,	Mr. Taylor,
Barringer,	Galbraith,	Leavitt,	Tyler,
Berry,	Giddings,	McCormick,	Wesselius,
Blackwell,	Gorman,	Milnes,	Wisner,
Chapman,	Green,	Palmer,	President,
Den Herder,	Griffey,	Ranney,	<i>pro tem.</i>
Dunstan,	Harshaw,		25

NAYS.

0

Title agreed to.

On motion of Mr. Green, .

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

#### NOTICES.

Mr. Colgrove gave notice that on some future day he would ask leave to introduce

A bill to amend secs. 2 and 3 of Act No. 68 of the laws of 1869, entitled An act to prevent the careless use of fire arms.

Mr. Colgrove gave notice that on some future day he would ask leave to introduce

A bill to amend section two of Act No. 265, of the laws of 1887, being an act entitled "An act to protect fish and regulate fishing in the lakes, rivers and streams within and bordering the State, by providing close seasons for fishing, prohibiting the sale of certain kinds of fish, to protect persons engaged in fish culture, and to repeal sections five, six and nine of act number three hundred and fifty of the session laws of eighteen hundred and sixty-five, approved March twenty-one, eighteen hundred and sixty-five; act number two hundred and eleven of the session laws of eighteen hundred and sixty-five, approved March sixteen, eighteen hundred and sixty-five; act number eighty of the session laws of eighteen hundred and sixty-nine, approved March thirty, eighteen hundred and sixty-nine; act number one hundred and four of the public acts of eighteen hundred and seventy-seven, approved May nine, eighteen hundred and seventy-seven; act number two hundred and seventy-six of the public acts of eighteen hundred and eighty-one, approved June eleven, eighteen hundred and eighty-one; act number five of the public acts of eighteen hundred and eighty-three, approved February twenty-one, eighteen hundred and eighty-three; act number fifty-five of the public acts of eighteen hundred and eighty-three, approved April twenty-seven, eighteen hundred and eighty-three; act number one hundred and eighty-four of the public acts of eighteen hundred and eighty-three, approved June eighth, eighteen hundred and eighty-three.

Mr. Fox gave notice that on some future day he would ask leave to introduce

A bill to provide for the locating, erection, organization and management of an asylum for the dangerous and the criminal insane, and making an appropriation therefor.

Mr. Griffey gave notice that on some future day he would ask leave to introduce

A bill to amend sections 5 and 28 of Act No. 79 of the session laws of 1873, as amended by Acts 88, session laws of 1877 and 81 session laws of 1883, being paragraphs Nos. 3289 and 3310 of Howell's annotated statutes of 1882, and entitled "An act to provide for the appointment of a commissioner of railroads, and to define his powers, duties, and fix his compensation."

Mr. Milnes gave notice that on some future day he would ask leave to introduce

A bill to amend sections 1, 2, 3, 7, 8, 9, 17, 18, 21 and 23 of Act No. 313 of session laws of 1887, being an act entitled "An act to provide for the taxation and regulation of the business of manufacturing, selling, keeping for sale, furnishing, giving and delivering spiritous and intoxicating liquors and beverages, malt or fermented liquors or vinous liquors in the State," and to repeal all acts or parts of acts inconsistent with the provisions of this act.

Mr. McCormick gave notice that on some future day he would ask leave to introduce

A bill to amend section 2 of act No. 278 of the session laws of 1887, approved June 28, 1887, entitled "An act to provide for the ascertaining, adjudicating and determining who are or were the legal heirs, minor heirs or legal representatives of certain deceased persons and entitled to the lands of which the said deceased died seized, and to repeal act No. 53 of the laws of Michigan of the year 1867, approved March 13, 1867, being compiler's sections 4398, 4399 and 4400 of the compiled laws of 1871, as amended by act No. 49 of the public acts of 1883, approved April 26, 1883, the same being sections 5990, 5991 and 5992 of Howell's annotated statutes, relative to proceedings to ascertain and determine the heirs of deceased persons.

Mr. Leavitt gave notice that on some future day he would ask leave to introduce

A bill to incorporate the city of Traverse City, in the county of Grand Traverse, and to repeal act number 348 of the session laws of 1881, entitled "an act to incorporate the village of Traverse City within the township of Traverse, county of Grand Traverse, and State of Michigan," approved April 9, 1881, and all acts amendatory thereof or supplementary thereto.

Mr. Leavitt gave notice that on some future day he would ask leave to introduce

A bill to provide for the election of county boards of highway commissioners, and to prescribe their powers and duties, and to fix the compensation of the members thereof.

Mr. Leavitt gave notice that on some future day he would ask leave to introduce

A bill to provide for relieving the general statutes of obsolete acts.

Mr. Dunstan gave notice that on some future day he would ask leave to introduce

A bill to amend sections 2, 3, 5, 6, 8, 9, 10, 11, 12, 13, 16 and 17, to 55, inclusive, of act No. 517, of the local acts of 1867, entitled "An act to incorporate the village of Houghton," approved March 28, 1867, as amended, and to add 111 new sections thereto, to stand as sections 56 to 166, inclusive.

Mr. Barringer gave notice that on some future day he would ask leave to introduce

A bill to amend sections two and three of Act No. 500 of local acts of 1887, entitled "An act to incorporate the city of Marine City, in the county of St. Clair, and to repeal act No. 328 of the local acts of 1885," entitled "An act to re-incorporate the village of Marine City," approved April 23, 1885.

Mr. Galbraith gave notice that on some future day he would ask leave to introduce

A bill to incorporate the village of Clarkston, in Oakland county, Mich.

Mr. Galbraith gave notice that on some future day he would ask leave to introduce

A bill to amend section 42 of act 153 of public acts of 1885, entitled "An act to provide for the assessment of property, and the levy and collection of taxes thereon."

Mr. Galbraith gave notice that on some future day he would ask leave to introduce

A bill to amend Act No. 134 of the public acts of 1885, entitled "An act to regulate the practice of pharmacy in the State of Michigan," as amended by Act No. 196 of the laws of 1887, by adding thereto a new section, to stand as section 14 of said act.

Mr. Galbraith gave notice that on some future day he would ask leave to introduce

A bill to amend Act No. 137 of public acts of Michigan, entitled "An act to amend sec. 9 and 10 of chapter 170, of the compiled laws of Michigan, of 1871, being compiler's secs. 6231 and 6232 of Howell's annotated statutes of Michigan, relative to divorce, and to add 3 new sections to said chapter to stand as sections 44, 45 and 46."

Mr. Holbrook gave notice that on some future day he would ask leave to introduce

A bill making an appropriation for the drainage of certain lands belonging to the State Reform School;

Also,

A bill relating to factories, workshops, salt blocks, saw mills, logging and lumber camps, booms or drives, mines and other places used for mechanical manufacturing, or other purposes, and the employment, safety, health and work hours of employes,

Mr. Giddings gave notice that on some future day he would ask leave to introduce

A bill to amend sections 2 and 10 of Act No. 265, session laws of 1885, approved March 6, 1885, entitled "An act to re-incorporate the city of Cadillac," and to repeal Act No. 254, sessions laws of 1887, entitled "An act to incorporate the city of Cadillac," and repeal Act No. 336, session laws of 1875, approved April 22, 1875, and Act No. 304 of the session laws of 1879, entitled "An act to amend section 1 of Act No. 254 of the session laws of 1877," approved March 20, 1877, entitled "An act to incorporate the city of Cadillac and repeal Act No. 336 of the session laws of 1875," approved April 22, 1875, and to add one new section thereto, to stand as section 12.

Mr. Giddings gave notice that on some future day he would ask leave to introduce

A bill to authorize the Board of Cemetery Trustees of the city of Cadillac and township of Clam Lake to convey its cemetery grounds to another cemetery association.

Mr. Giddings gave notice that on some future day he would ask leave to introduce

A bill to repeal Act number 380 of the session laws of 1881, entitled "An act to authorize the township of Clam Lake and the city of Cadillac in Wexford county, to jointly own and control a certain cemetery in the city of Cadillac, and to create a board of trustees for the care and management of the same. Approved May 11, 1881.

Mr. Wesselius gave notice that at some future day he would ask leave to introduce

A bill to provide for an additional circuit judge for the 17th judicial circuit and to define his powers and duties.

Mr. Harshaw gave notice that on some future day he would ask leave to introduce

A bill to prohibit the payment of campaign assessments.



## MOTIONS AND RESOLUTIONS.

Mr. Den Herder moved that when the Senate adjourn to-day it stand adjourned until to-morrow at 10 o'clock A. M.

Which motion prevailed.

Mr. Fox moved to take from the table

House bill No. 74 (file No. 15), entitled

A bill to amend sections 6 and 17 of chapter 125 of the compiled laws of 1871, being compiler's sections 4829 and 4840 of Howell's annotated statutes, relative to the formation of joint stock companies for the purpose of owning and maintaining skating parks or rinks and parks kept for ornament, recreation and amusement.

Which motion prevailed.

On motion of Mr. Fox,

The bill was ordered returned to the House.

Mr. Dunstan, by unanimous consent, offered the following resolution:

*Resolved*, That the Sergeant-at-Arms be and he is hereby directed to purchase a letter copy book of not less than 300 pages for each Senator.

The question being on the adoption of the resolution,

Mr. Wesselius moved to amend the resolution by inserting after the words "letter books," the words "or other means of preserving copies,"

Mr. Milnes moved that the resolution be laid on the table,

On which motion Mr. Dunstan demanded the yeas and nays.

The motion then did not prevail, by yeas and nays, as follows:

## YEAS.

Mr. Chapman,	Mr. Fox,	Mr. Ranney,	Mr. Tyler,
Colgrove,	Milnes,		

6

## NAYS.

Mr. Babcock,	Mr. Galbraith,	Mr. Harshaw,	Mr. Taylor,
Berry,	Giddings,	Holbrook,	Wesselius,
Blackwell,	Gilmore,	Leavitt,	Wisner,
Den Herder,	Green,	Palmer,	President
Dunstan,	Griffey,		<i>pro tem.</i>

18

The question then being on the amendment offered by Mr. Wesselius,

The motion to amend then did not prevail.

Mr. Taylor moved to amend the resolution by adding at the end thereof the following:

*Provided*, That the letter books and other means of preserving copies be and remain the property of the State.

Which motion did not prevail.

The question being on the adoption of the resolution,

Mr. Fox demanded the yeas and nays.

The resolution was then adopted, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Green,	Mr. McCormick,
Berry,	Giddings,	Griffey,	Palmer,
Blackwell,	Gilmore,	Harshaw,	Wesselius,
Dunstan,	Gorman,	Leavitt,	Wisner,

16

## NAYS.

Mr. Chapman,	Mr. Fox,	Mr. Ranney,	Mr. President	
Colgrove,	Holbrook,	Taylor,	<i>pro tem.</i>	
Den Herder,	Milnes,	Tyler,		10

Mr. Taylor moved to reconsider the vote by which the Senate adopted the resolution.

Which motion did not prevail.

## INTRODUCTION OF BILLS.

Mr. Palmer, previous notice having been given, and leave being granted, introduced

Senate bill No. 127, entitled

A bill to authorize the common council of the city of Big Rapids to make a re-assessment to defray the expense of a public improvement on Maple street in said city, from the Grand Rapids & Indiana railroad depot west to State street.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Palmer, previous notice having been given and leave being granted, introduced

Senate bill No. 128, entitled

A bill to amend secs. 4, 6, 8, 13, 22, 44 and 45 of act No. 353 of the local acts of 1887, approved the 21st day of February, A. D. 1887, entitled "An act to revise and amend the charter of the city of Big Rapids, being amendatory of an act entitled 'An act to revise the charter of the city of Big Rapids approved March 16, 1875, as amended by the several acts amendatory thereof.'"

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Palmer, previous notice not having been given by unanimous consent, introduced

Senate bill No. 129, entitled

A bill to provide for the purchase and distribution of a volume containing the general laws of this State, with a digest of court decisions thereon, and to be known as volume three (3) Howell's annotated statutes.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Palmer, by request, previous notice not having been given, by unanimous consent introduced

Senate bill No. 130, entitled

A bill to amend sec. 1, act No. 209, of the public acts of 1885, entitled "An act to promote morality and to prevent crime," approved June 17, 1885.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Palmer, previous notice not having been given by unanimous consent introduced

Senate bill No. 131, entitled

A bill to amend sections 1 and 4 of chapter 54 of Howell's annotated statutes, being compiler's section 2015 and 2018 relating to observance of the

first day of the week and the prosecution and punishment of immorality and to add a new section thereto, to stand as section 9.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Palmer, previous notice not having been given, by unanimous consent introduced

Senate bill No. 132, entitled

A bill to amend act No 278, public acts of the State of Michigan for the year 1887, relative to ascertaining, adjudicating and determining who are or were the legal heirs, minor heirs or legal representatives of certain deceased persons and entitled to the lands which said deceased died seized, by adding two new sections thereto, to be known as sections 5 and 6 of said act.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Chapman, previous notice having been given and leave being granted, introduced,

Senate bill No. 133, entitled

A bill to provide for the taxation and regulation of the business of manufacturing, selling, keeping for sale, furnishing, giving or delivering spirituous and intoxicating liquors, and malt, brewed or fermented liquors, and vinous liquors in this State, and to repeal all acts or parts of acts inconsistent with the provisions of this act.

The bill was read a first and second time by its title, and

On motion of Mr. Chapman

Was ordered printed and referred to the committee on judiciary.

Mr. Chapman, previous notice having been given and leave being granted, introduced

Senate bill No. 134, entitled

A bill to amend section 9 of article 2 of act No. 198 of the session laws of 1873, being an act entitled "An act to revise the laws providing for the incorporation of railroad companies and to regulate the running and management, and to fix the duties and liabilities of all railroads and other corporations owning or operating any railroad in the State," as amended by act No. 173 of the session laws of 1877 and act No. 116 of the public acts of 1883.

The bill was read a first and second time by its title and referred to the committee on railroads.

Mr. Wesselius, previous notice having been given, and leave being granted, introduced

Senate bill No. 135, entitled

A bill to authorize the township board of the township of Grand Rapids to provide and maintain street lamps for the lighting of the streets and highways of the west one-half of section 29, in said township.

The bill was read a first and second time by its title and referred to the committee on counties and townships.

Mr. Wesselius, previous notice having been given and leave being granted, introduced

Senate bill No. 136, entitled

A bill to facilitate the construction of and to maintain sidewalks in the township of Grand Rapids, in the county of Kent, and to levy a tax therefor.

The bill was read a first and second time by its title and referred to the committee on counties and townships.

Mr. Wesselius, previous notice having been given, and leave being granted, introduced

Senate bill No. 137, entitled

A bill to authorize the township board of the township of Grand Rapids in the county of Kent, to establish and maintain a fire district within the limits of section 29 of said township, and to provide fire protection within the same.

The bill was read a first and second time by its title and referred to the committee on counties and townships.

Mr. Milnes, previous notice having been given and leave granted, introduced

Senate bill No. 138, entitled

A bill to make an appropriation to complete the publication of names and P. O. addresses of ex-soldiers, sailors and marines living in Michigan, provided for by act No. 282, public acts of 1887.

The bill was read a first and second time by its title and referred to the committee on military affairs.

Mr. Colgrove, previous notice having been given and leave being granted, introduced

Senate bill No. 139, entitled

A bill to repeal Act No. 77 of the session laws of 1887, approved April 19, 1887, entitled "An Act relative to the confinement of convicted persons in the Detroit House of Correction and the State House of Correction and Reformatory at Ionia," be and the same is hereby repealed.

The bill was read a first and second time by its title and referred to the committee on reformatory at Ionia.

Mr. Garney previous notice having been given and leave being granted, introduced

Senate bill No. 140, entitled

A bill making appropriations for the State Board of Fish Commissioners for the year ending June 30, 1890, and the year ending June 30, 1891.

The bill was read a first and second time by its title and referred to the committee on fisheries.

Mr. Dunston, previous notice having been given and leave being granted, introduced

Senate bill No. 141, entitled

A bill to provide for the examining and licensing of teachers in school district No. 1, of Calumet township, in Houghton county, Michigan.

The bill was read a first and second time by its title and referred to the committee on education and public schools.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate bill No. 142, entitled

A bill to authorize the Superintendent of Public Instruction to issue to persons who have passed a course of study in a teachers' reading circle, a certificate of credit, to be issued by them on examination for certificate for teaching.

The bill was read a first and second time by its title and referred to the committee on education and public schools.

Mr. Leavitt, previous notice having been given and leave being granted, introduced

Senate bill No. 143, entitled

A bill to incorporate the village of Mancelona, in Antrim county, Michigan.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Leavitt, previous notice having been given and leave being granted, introduced

Senate bill No. 144, entitled

A bill making appropriations for introducing electricity for lighting; for constructing a cement sidewalk, and for increasing the water supply at the Michigan Asylum for the Insane.

The bill was read a first and second time by its title and referred to the committee on asylums for insane.

Mr. Leavitt, previous notice having been given and leave being granted, introduced

Senate bill No. 145, entitled

A bill providing for the erection of two infirmaries, one for male and one female patients, and also providing for the erection of two cottages, one for male and one for female patients, on the grounds of the Northern Michigan Asylum at Traverse City, and making appropriations therefor,

The bill was read a first and second time by its title and referred to the committee on Northern Asylum for Insane.

Mr. Harshaw, previous notice having been given and leave being granted, introduced

Senate bill No. 146, entitled

A bill to provide for the establishing and maintaining of a true meridian in each of the counties of this State, and obtaining the variations of the magnetic needle therefrom.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Harshaw, previous notice having been given and leave being granted, introduced

Senate bill No. 147, entitled

A bill to detach certain territory from the township of Alpena, and certain territory from the jurisdiction of the public schools of Maple Ridge, in the county of Alpena, Michigan, and organize the same into a school district, to be known and designated as fractional school district number thirteen (13), of Maple Ridge and Alpena.

The bill was read a first and second time by its title, and referred to the committee on counties and townships.

Mr. Harshaw, previous notice having been given and leave being granted, introduced

Senate bill No. 148, entitled

A bill to incorporate the city of Chevalier, in the county of Iosco, and to repeal all acts and parts of acts inconsistent therewith.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Gorman, previous notice not having been given and leave being granted, introduced

Senate bill No. 149, entitled

A bill to amend sections 12 and 14 of Act No. 9, of the public acts of 1882, approved March 14, 1882, entitled "An act to provide for the assessment of property and the levy and collection of tolls thereon."

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Gorman, previous notice having been given and leave being granted, introduced

Senate bill No. 150, entitled

A bill to amend section 5 of Act No. 14 of the session laws of 1885, entitled "An act for the better protection of labor debts," approved March 13, 1885.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Griffey, previous notice having been given and leave being granted, introduced

Senate bill No. 151, entitled

A bill to provide for the maintenance of the House of Correction at Marquette.

The bill was read a first and second time by its title and tabled.

Pending its reference.

On motion of Mr. Griffey

The bill was laid on the table.

Mr. Griffey, previous notice having been given and leave being granted, introduced

Senate bill No. 152, entitled

A bill to incorporate the village of Metropolitan in the county of Iron.

The bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Griffey

The bill was laid on the table.

Mr. Griffey, previous notice having been given and leave being granted, introduced

Senate bill No. 153, entitled

A bill to provide for the incorporation of the order of Sons of St. George.

On motion of Mr. Griffey,

The bill was laid on the table.

Mr. Berry, previous notice having been given and leave being granted, introduced

Senate bill No. 154, entitled

A bill to amend sections 2 and 7 of Act No. 169 of the public acts of 1881, entitled an act to revise and consolidate the several acts relating to the care and management of the State library, approved May 31st 1881.

The bill was read a first and second time by its title and referred to the committee on State library.

Mr. Holbrook, previous notice having been given and leave being granted, introduced

Senate bill No. 155, entitled

A bill making an appropriation for the drainage of certain lands owned by the State Reform School.

The bill was read a first and second time by its title and

Pending its reference,

On motion of Mr. Holbrook,

The bill was laid on the table.

Mr. Holbrook, previous notice having been given and leave being granted, introduced

Senate bill No. 156, entitled

A bill to repeal sections 4 and 5 of Act No. 259 of the public acts of 1887, being an act entitled "An act to provide for an Independent Forestry Com-

mission of the State of Michigan and to define its duties and power, and to provide for the expense thereof."

The bill was read a first and second time by its title, and referred to the committee on State affairs.

Mr. Holbrook, previous notice having been given and leave being granted, introduced

Senate bill No. 157, entitled

A bill relating to factories, workshops, salt blocks, sawmills, logging and lumber camps, booms or drives, mines and other places used for mechanical, manufacturing or other purposes, and the employment, safety, health and work hours of employés.

The bill was read a first and second time by its title and referred to the committee on labor interests.

Mr. Gilmore, previous notice not having been given, by unanimous consent, introduced

Senate bill No. 158, entitled

A bill prescribing certain duties of telephone companies prohibiting discrimination between patrons, providing penalties therefor.

The bill was read a first and second time by its title and referred to the committee on banks and incorporations.

Mr. Ranney, previous notice having been given and leave being granted, introduced

Senate bill No 159, entitled

A bill to amend section 5 of act No. 142 of the session laws of 1849, entitled "An act to incorporate the Trustees of Mountain Home Cemetery," approved March 28, 1849.

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

Mr. Ranney, previous notice having been given and leave being granted, introduced

Senate bill No. 160, entitled

A bill making an appropriation for a chapel and amusement hall at the Michigan Asylum for the Insane.

The bill was read a first and second time by its title and referred to the committee on asylums for insane.

Mr. Palmer, previous notice not having been given, by unanimous consent introduced

Senate bill No. 161, entitled

A bill to amend sections 5758 of the compiled laws of 1871, as amended by act 137 of the session laws of 1873, being compiler's section 7202 of Howell's annotated statutes, relative to the salary and expenses of the State reporter,

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Giddings, previous notice having been given and leave being granted, introduced

Senate bill No. 162, entitled

A bill to amend section 3 of chapter 128 public acts of 1887, entitled "An act for the requiring of a civil license in order to marry, and the due registration of the same, and to provide a penalty for the violation of the same.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate joint resolution No. 15, entitled

A joint resolution authorizing the Auditor General to make search and demand for the safe or safes, or other packages containing any books, records or files belonging to the county of Isle Royal, and to safely keep the same, and to make copies, transcripts or statements of such books, records and files,

The joint resolution was read a first and second time by its title and reference to the committee on State affairs.

Mr. Colgrove, by unanimous consent, offered the following resolution:

*Resolved*, That the sergeant-at-arms in purchasing copying letter books purchase for only such senators as voted aye on the foregoing resolution.

Mr. Babcock offered the following substitute for the resolution.

*Resolved*, That the sergeant-at-arms procure copying letter books for Senators desiring the same. Mr. Taylor moved to amend the substitute by adding thereto the following words:

Excepting to those who voted "no" on the original resolution for providing the letter books.

Mr. Dunstan moved that the resolution be referred to the committee on judiciary,

Which motion prevailed.

The Senate resumed the order of

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, Feb. 15, 1889.* }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following concurrent resolution:

*Resolved* (the Senate concurring), That a special joint committee consisting of three members of the Senate and three members of the House, be appointed by the presiding officers, respectively, to determine and report the proper basis for making up of accounts by members for travel to, and expense incurred while engaged in the visiting of the several State institutions, and

*Resolved*, That all accounts for such service be presented and referred to such committee to the end that uniformity in the matter be established, and further

*Resolved*, That all orders heretofore drawn for such service in conflict with the basis so established shall be reported to their respective Houses for such action as they may decide proper.

Which has passed the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution, Mr. Wesselius moved that the resolution be referred to the committee on judiciary.

On which Mr. Fox demanded the yeas and nays.



The resolution was then so referred, a majority of all the Senators present voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Griffey,	Mr. Tyler,
Barringer,	Galbraith,	Harshaw,	Wesselius,
Berry,	Giddings,	Holbrook,	Wisner,
Blackwell,	Gilmore,	Leavitt,	President
Colgrove,	Gorman,	McCormick,	<i>pro tem.</i>
Den Herder,	Green,	Palmer,	22

## NAYS.

Mr. Chapman,	Mr. Milnes,	Mr. Ranney,	Mr. Taylor,
Fox,			5

Mr. Milnes moved that the committee on judiciary be requested to report upon said resolution at the earliest possible moment.

Mr. Chapman demanded the yeas and nays.

The motion then did not prevail, by yeas and nays, as follows:

## YEAS.

Mr. Chapman,	Mr. Fox,	Mr. Milnes,	Mr. Tyler,
Den Herder,	Holbrook,	Taylor,	7

## NAYS.

Mr. Babcock,	Mr. Galbraith,	Mr. Green,	Mr. McCormick,
Barringer,	Giddings,	Griffey,	Ranney,
Berry,	Gilmore,	Harshaw,	Wesselius,
Blackwell,	Gorman,	Leavitt,	Wisner,
Colgrove,			17

Mr. Taylor then offered a

## PROTEST

signed by himself and several other Senators, against the action of the Senate relative to the purchase of letter copying books, and asked that the same be entered on the Journal.

The protest having been read,

Mr. Dunstan objected to its being entered upon the Journal, because it assumed that the books were to be purchased for the private use of Senators, whereas the resolution contemplates their purchase for Senators in their official capacity.

The President *pro tem.* sustained the objection, and held that the protest was not such a paper as must be entered upon the Journal under the provisions of the constitution, as its language, although doubtless not so intended by the signers, was such as to impute improper motives to the Senators in taking the action.

Mr. Taylor appealed from the decision of the chair.

The question being "Shall the decision of the chair stand as the judgment of the Senate?"

The decision of the chair was sustained by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Green,	Mr. McCormick,
Barringer,	Fox,	Griffey,	Palmer,
Berry,	Giddings,	Harshaw,	Ranney,
Blackwell,	Gilmore,	Holbrook,	Tyler,
Colgrove,	Gorman,	Leavitt,	Wesselius,
Den Herder,			

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## NAYS.

Mr. Chapman,	Mr. Milnes,	Mr. Taylor,	3
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Mr. Ranney offered the following resolution:

*Resolved*, That all proceedings relative to letter books be expunged from the Journal.

Mr. Dunstan moved to amend by adding the words "except the first resolution."

Which motion did not prevail.

On motion of Mr. Dunstan,

The resolution was laid on the table.

On motion of Mr. Gilmore,

The Senate went into

## EXECUTIVE SESSION,

The time being 5:10 o'clock P. M.

The executive session closed, the time 5:40 o'clock P. M.

On motion of Mr. Wesselius,

The Senate adjourned.

The President *pro tem.* announced that the Senate would stand adjourned until to-morrow at 10 o'clock A. M.

*Lansing, February 16, 1889.*

The Senate met and was called to order by the President at 10 o'clock A. M.

Roll called: a quorum present.

Absent without leave: Messrs. Galbraith, Gilmore, Gorman, Gurney, Bentz and Wisner.

On motion of Mr. Barringer,

Leave of absence was granted to Mr. Gorman for the day.

On motion of Mr. Griffey,

Leave of absence was granted to all the absentees for the day.

## PRESENTATION OF PETITIONS.

No. 139. By Mr. Palmer: Petition of J. N. Adams and 122 other citizens of Sault Ste. Marie, asking the passage of a law making it unlawful for any person to sell intoxicating liquor within a radius of five miles of the State University.

Referred to the committee on liquor traffic.

No. 140. By Mr. Palmer: Petition of B. N. Allen and 94 other citizens of Quincy on the same subject.

Same reference.

No. 141. By Mr. Palmer: Petition of O. H. Holden and 107 other citizens of Reed City, on the same subject.

Same reference.

No. 142. By Mr. Palmer: Petition of H. C. Cooley and 101 other citizens of Benzonia on the same subject.

Same reference.

No. 143. By Mr. Palmer: Petition of L. M. Edmonds and 220 other citizens of Bellevue, Eaton county, on the same subject.

Same reference.

No. 144. By Mr. Palmer: Petition of Wm. H. Babbitt and 188 other citizens of Tecumseh on the same subject.

Same reference.

No. 145. By Mr. Milnes, petition of 118 citizens of Cass city on the same subject.

On motion of Mr. Milnes,

The petition was read at length, and spread on the Journal, as follows :

*To the Senate and House of Representatives of the State of Michigan :*

We, the undersigned citizens of Michigan, do respectfully represent that we feel a deep interest in the continued prosperity of the State University at Ann Arbor, and are solicitous for the promotion of its welfare, and anxious for the health and morals of its students, that we are convinced that it is the duty of the law-making body of this State to enact such legislation as shall suppress the open saloon in the locality where the University of Michigan is established, to the end that the students there assembled shall not be exposed to the perils and temptations with which the saloon surrounds young men who are absent from their homes and from the supervision of their parents at the formative period of their lives.

We do therefore humbly but respectfully petition your honorable body to cause to be enacted a law making it unlawful for any person to sell or offer for sale, furnish or give any spirituous, malt, brewed, fermented or vinous liquors, or suffer the same to be done, at any time upon the grounds of the University of Michigan, or within a radius of five miles from the grounds of the said university, located in the city of Ann Arbor, in the county of Washtenaw, in this State. And your petitioners will ever pray.

Same reference.

No. 146. By Mr. Milnes: Petition of 99 citizens of Muskegon on the same subject.

Same reference.

No. 147. By Mr. Milnes: Petition of 65 citizens of Laingsburg on the same subject.

Same reference.

No. 148. By Mr. Milnes: Petition of 115 citizens of Wesson on the same subject.

Same reference.

No. 149. By Mr. Milnes: Petition of 109 citizens of Gaylord on the same subject.

Same reference.

No. 150. By Mr. Milnes: Petition of 116 citizens of Manchester on the same subject.

Same reference.

No. 151. By Mr. Palmer: Petition of Hon. John H. Palmer and other citizens of Big Rapids, for extension of term of county clerks to four years.

Referred to the committee on judiciary.

No. 152. By Mr. Holbrook: Protest of J. A. Dunwell, Wm. Edgell, M. E. Perkins and 18 other citizens and tax-payers of Allegan county, against the repeal of the mortgage tax law.

Referred to the committee on judiciary.

No. 153. By Mr. Berry: Resolution of the township board of Hillman, Montmorency county, asking for a bill for bonding the town for its outstanding indebtedness.

Referred to the committee on counties and townships.

#### REPORTS OF STANDING COMMITTEES.

By the committee on education and public schools:

The committee on education and public schools to whom was referred Senate bill No. 98, entitled

A bill to amend sections 2, 3 and 11, of an act entitled "An act relative to free schools in the city of Detroit," approved February 24, 1869, as amended by acts amendatory thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. O. BLACKWELL *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred Senate bill No. 128, entitled

A bill to amend sections 4, 6, 8, 13, 22, 44 and 45 of act No. 353 of the local acts of 1887, approved February 21, 1887, entitled "An act to revise and amend the charter of the city of Big Rapids, being amendatory of an act entitled an act to revise the charter of the city of Big Rapids," approved March 16, 1875, as amended by the several acts amendatory thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Holbrook,	Mr. Ranney,
Barringer,	Fox,	Leavitt,	Taylor,
Berry,	Giddings,	McCormick,	Tyler,
Blackwell,	Green,	Milnes,	Wesselius,
Chapman,	Griffey,	Nagel,	President
Colgrove,	Grosfield,	Palmer,	<i>pro tem.</i> ,
Den Herder,	Harshaw,		25

## NAYS.

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Title agreed to.

On motion of Mr. Palmer,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on State Library:

The committee on State Library, to whom was referred

Senate bill No. 154, entitled

A bill to amend sections two and seven of act No. 169 of the public acts of 1881, entitled "An act to revise and consolidate the several acts relating to the care and management of the State Library," approved May 31, 1881.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN G. BERRY, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

## MESSAGE FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES,  
Lansing, February 15, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 25 (file No. 16), entitled

A bill to amend section 13 of article 2, act 198, session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroads and other corporations owning or operating any railroad in this State,

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on railroads.

## NOTICES.

Mr. Colgrove gave notice that on some future day he would ask leave to introduce

A bill to amend section two of act No. 18 of the session laws of 1869, entitled "An act to provide for paying expenses authorized to be incurred by the Legislature," approved February 24, 1869, being compiler's sections 67 of Howell's annotated statutes of Michigan.

Mr. Colgrove, for Mr. Wisner, gave notice that on some future day he would ask leave to introduce

A bill to provide for relieving the general statutes of obsolete, inoperative or redundant acts, and modifying such acts as may be referred to by the Governor or Attorney General.

Mr. Griffey gave notice that on some future day he would ask leave to introduce

A bill to amend section 1 of act No. 147 of the session laws of 1885, as amended by act No. 88 of the session laws of 1887, entitled "An act to provide for the introduction and use on all cars owned and operated by any railroad company or other corporation doing business in this State, of some form of automatic car coupling, by means of which all cars may be coupled and uncoupled without the necessity of the brakeman or any other person passing between the cars."

Mr. Fox gave notice that on some future day he would ask leave to introduce

A bill to provide for an appropriation for the preparation, publication and distribution of the proceedings of the annual meetings of the Michigan superintendents of the poor for the years 1889 and 1890.

Mr. Fox for Mr. Gilmore gave notice that on some future day he would ask leave to introduce

A bill to secure to women citizens who are otherwise qualified, the right to vote in school, town, city and other municipal elections

Mr. Berry gave notice that on some future day he would ask leave to introduce

A bill to authorize the township of Hillman, in Montmorency county, Michigan, to borrow money to be used in paying the outstanding orders and indebtedness of said township and to issue bonds therefor.

Mr. Berry gave notice that on some future day he would ask leave to introduce

A bill to authorize the township of Rust, in Montmorency county, Michigan, to borrow money to be used in paying the outstanding orders and indebtedness of said township and to issue bonds therefor.

Mr. Fox gave notice that at some future day he would ask leave to introduce

A bill to amend an act entitled "An act to amend an act entitled 'An act to protect fish, and preserve the fisheries of this State,' " being act No. 59, public acts of 1885.

Mr. Nagel gave notice that on some future day he would ask leave to introduce

A bill to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith.

Mr. Nagel gave notice that on some future day he would ask leave to introduce

A bill to provide for the incorporation of independent military companies.

Mr. Barringer gave notice that at some future day he would ask leave to introduce

A bill to amend section 7, of chapter 29 of the statutes of Michigan, as compiled by Andrew Howell, by adding six new sections thereto, to be known as sections 10, 11, 12, 13, 14 and 15.

Mr. Holbrook, for Mr. Toan, gave notice that at some future day he would ask leave to introduce

A bill to incorporate the city of Saint Johns, and to repeal act No. 290 of the session laws of 1867, entitled "An act to incorporate the village of Saint Johns," and all acts amendatory thereof.

Mr. Fox gave notice that at some future day he would ask leave to introduce

A bill to amend act No. 235 of the public acts of 1887, being an act entitled "An act making an appropriation of swamp land for the construction of a drain in the townships of Wisner and Gilford, Tuscola county."

#### INTRODUCTION OF BILLS.

Mr. Colgrove, previous notice having been given and leave being granted, introduced

Senate bill No. 163, entitled

A bill to repeal act No. 35 of the laws of 1872, entitled an act to provide for the protection of fish in the lakes, rivers and streams in the counties of Mecosta, Newaygo, Osceola, Wexford, Manistee, Grand Traverse, Leelanaw, Antrim, Emmet, Cheboygan, Mackinaw, Charlevoix and Barry, approved March 29, 1872, being compiler's sections 2191 and 2194, inclusive, of Howell's annotated statutes of Michigan.

The bill was read a first and second time by its title and referred to the committee on fisheries.

Mr. Colgrove, previous notice having been given and leave being granted, introduced

Senate bill No. 164, entitled

A bill to amend chapter 131 of Howell's annotated statutes of the State of Michigan, being an act entitled "An act in relation to life insurance companies transacting business within this State," as heretofore amended by adding thereto one new section to be known as section 91, and intended to prevent discrimination or deception in insuring lives.

The bill was read a first and second time by its title, and referred to the committee on insurance.

Mr. Colgrove, previous notice having been given and leave being granted, introduced

Senate bill No. 165, entitled

A bill to amend section two of act No. 265, of the laws of 1887, being an act entitled "An act to protect fish and regulate fishing in the lakes, rivers and streams within and bordering the State, by providing close seasons for fishing, prohibiting the sale of certain kinds of fish, to protect persons engaged in fish culture, and to repeal sections five, six and nine of act number three hundred and fifty of the session laws of eighteen hundred and sixty-five, approved March twenty-one, eighteen hundred and sixty-five; act number two hundred and eleven of the session laws of eighteen hundred and sixty-five, approved March sixteen, eighteen hundred and sixty-five; act number

eighty of the session laws of eighteen hundred and sixty-nine, approved March thirty eighteen hundred and sixty-nine; act number one hundred and four of the public acts of eighteen hundred and seventy-seven, approved May nine, eighteen hundred and seventy-seven; act number two hundred and seventy-six of the public acts of eighteen hundred and eighty-one, approved June eleven, eighteen hundred and eighty-one; act number five of the public acts of eighteen hundred and eighty-three, approved February twenty-one, eighteen hundred and eighty-three; act number fifty-five of the public acts of eighteen hundred and eighty-three, approved April twenty-seven, eighteen hundred and eighty-three; act number one hundred and eighty-four of the public acts of eighteen hundred and eighty-three, approved June eighth, eighteen hundred and eighty-three.

The bill was read a first and second time by its title and referred to the committee on fisheries.

Mr. Griffey, previous notice having been given and leave being granted, introduced

Senate bill No. 166, entitled

A bill to amend sections 5 and 28 of act No. 79 of the session laws of 1873, as amended by acts 88, session laws of 1877, and 81, session laws of 1883, being paragraphs Nos. 3289 and 3310 of Howell's annotated statutes of 1882, and entitled "An act to provide for the appointment of a commissioner of railroads, and to define his powers, duties, and fix his compensation."

The bill was read a first and second time by its title and referred to the committee on railroads.

Mr. Fox, previous notice having been given and leave being granted, introduced

Senate bill No. 167, entitled

A bill to repeal act No. 271, public acts 1887, entitled an act to allow the commitment and detection of female children to the house of the good shepherd at Detroit, approved June 27, 1887.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Fox, previous notice having been given and leave being granted, introduced

Senate bill No. 168, entitled

A bill to provide for the locating, erection, organization and management of an asylum for the dangerous and the criminal insane, and making an appropriation therefor,

The bill was read a first and second time by its title and referred to the committee on asylum for criminal insane.

Mr. Wessels, by request, previous notice not having been given, by unanimous consent, introduced

Senate bill No. 169, entitled

A bill to amend act No. 220 of the public acts of the Legislature of the year 1887, the same being an act amendatory of an act entitled "An act providing for the employment, defining his duties, fixing the compensation of a stenographer for the circuit court for the county of Kent, State of Michigan," being act No. 133 of the public acts of the Legislature of 1887, and being comprised in sections 6512 to section 6522 inclusive of Howell's annotated statutes of this State.

The bill was read a first and second time by its title and referred to the committee on judiciary.



Mr. Wesselius, by request, previous notice not having been given, by unanimous consent introduced

Senate bill No. 170, entitled

A bill to amend sections 1, 3 and 7 of an act entitled an act to provide for the appointment of a game and fish warden and to prescribe his powers and duties, being act No. 28 of the public acts of 1887.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. McCormick, previous notice having been given and leave being granted, introduced

Senate bill No. 171, entitled

A bill to amend section 2 of act No. 278 of the session laws of 1887, approved June 28, 1887, entitled "An act to provide for the ascertaining, adjudicating and determining who are or were the legal heirs, minor heirs or legal representatives of certain deceased persons, and entitled to the lands of which the said deceased died seized, and to repeal act No. 53 of the laws of Michigan of the year 1867," approved March 13, 1867, being compiler's sections 4398, 4399 and 4400 of the compiled laws of 1871, as amended by act No. 49 of the public acts of 1883, approved April 26, 1883, the same being sections 5990, 5991 and 5992 of Howell's annotated statutes, relative to proceedings to ascertain and determine the heirs of deceased persons.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Blackwell, previous notice not having been given by unanimous consent, introduced

Senate bill No. 172, entitled

A bill to amend sections 1 and 2 of act No. 42 of the public acts of 1887, approved March 21, 1887, entitled "An act to provide for the incorporation of Arbeiter Bunde."

The bill was read a first and second time by its title and referred to the committee on banks and incorporations.

Mr. Blackwell, previous notice having been given and leave being granted, introduced

Senate bill No. 173, entitled

A bill to annex to the township of Escanaba a portion of the township of Winnewasca, in the county of Delta.

The bill was read a first and second time by its title and referred to the committee on counties and townships.

Mr. Blackwell, previous notice having been given and leave being granted, introduced

Senate bill No. 174, entitled

A bill requiring the granting of certificates in certain cases for teaching to graduates of the Michigan State University.

The bill was read a first and second time by its title and referred to the committee on education and publication.

Mr. Harshaw, previous notice having been given and leave being granted, introduced

Senate bill No. 175, entitled

A bill to prohibit the payment of campaign assessments.

The bill was read a first and second time by its title and referred to the committee on election.

Mr. Chapman, previous notice not having been given by unanimous consent, introduced

Senate bill No. 176, entitled

A bill making an appropriation for the general expenses of the State governments, salaries of State officers, expense of State departments and expenses of the Legislature for the years 1889 and 1890, and to provide a tax for the payment of the same.

The bill was read a first and second time by its title, and

Pending its reference,

On motion of Mr. Chapman,

The bill was laid on the table.

Mr. Holbrook, previous notice not having been given, by unanimous consent, introduced

Senate bill No. 177, entitled

A bill giving the assent of the Legislature of the State of Michigan to the grant of moneys from the United States by act of Congress, approved March 2, 1887, being an act to enable agricultural experiment stations in connection with the colleges established in the several States under the permission of an act of Congress, approved July 2, 1862, and acts supplementary thereto.

The bill was read a first and second time by its title and referred to the committee on agricultural interests.

Mr. Wesselius, previous notice not having been given, by unanimous consent, introduced

Senate bill No. 178, entitled

A bill to provide for an additional circuit judge for the 17th judicial circuit, and to define his powers and duties.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Wesselius, previous notice having been given and leave being granted, introduced

Senate bill No. 179, entitled

A bill requiring the attachment of county treasurers' certificates to deeds, mortgages and conveyances, in regard to certain taxes, before recording the same.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Wesselius, previous notice not having been given, by unanimous consent introduced

Senate bill No. 180, entitled

A bill to amend section 1 of an act entitled "An act to authorize proceedings against garnishees, and for other purposes," being act No. 137 of the public acts of 1849, being section 8031 of Howell's annotated statutes of Michigan.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. DenHerder, previous notice having been given, and leave being granted, introduced

Senate bill No. 181, entitled

A bill to amend sections 1, 2, 4, 5, 6, 7 and 8 of act No. 108 of the session laws of 1885, approved May 21, 1885, relative to the compulsory reformatory education of juvenile disorderly persons.

The bill was read a first and second time by its title and referred to the committee on education and public schools.

Mr. Giddings, previous notice having been given and leave being granted, introduced

Senate bill No. 182, entitled

A bill to authorize the board of cemetery trustees of the city of Cadillac and township of Clam Lake to convey its cemetery grounds to another cemetery association.

The bill was read a first and second time by its title and referred to the committee on banks and incorporations.

Mr. Giddings, previous notice having been given and leave being granted, introduced

Senate bill No. 183, entitled

A bill to repeal act No. 380 of the session laws of 1881, entitled "An act to authorize the township of Clam Lake and city of Cadillac in Wexford county, to jointly own and control a certain cemetery in the city of Cadillac, and to create a board of trustees for the care and management of the same." Approved May 11, 1881.

The bill was read a first and second time by its title and referred to the committee on banks and incorporations.

Mr. Giddings, previous notice having been given and leave being granted, introduced

Senate bill No. 184, entitled

A bill to amend sections 2 and 10 of act No. 265, session laws of 1885, approved March 6, 1885, entitled "An act to re-incorporate the city of Cadillac," and to repeal act No. 254, sessions laws of 1887, entitled "An act to incorporate the city of Cadillac," and repeal act No. 336, session laws of 1875, approved April 22, 1875, and act No. 304 of the session laws of 1879, entitled "An act to amend section 1 of act No. 254 of the session laws of 1877," approved March 20, 1877, entitled "An act to incorporate the city of Cadillac and repeal act No. 336 of the session laws of 1875," approved April 22, 1875, and to add one new section thereto, to stand as section 12.

The bill was read a first and second time by its title and referred to the on cities and villages.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate bill No. 185, entitled

A bill to amend secs. 2, 3, 5, 6, 8, 9, 10, 11, 12, 13, 16 and 17 to 55, inclusive, of act No. 517 of the local acts of 1867, entitled "An act to incorporate the village of Houghton," approved March 20, 1867, as amended, and to add 111 new sections thereto, to stand as sections 56 to 166, inclusive.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Babcock, previous notice having been given and leave being granted, introduced

Senate bill No. 186, entitled

A bill to amend act No. 134 of the laws of Michigan of 1859, entitled "An act to incorporate the city of Niles," approved Feb. 12, 1859, and all acts amendatory thereof.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Harshaw, previous notice having been given and leave being granted, introduced

Senate bill No. 187, entitled

A bill to incorporate the public schools of the township of Ossineke, in the county of Alpena.

The bill was read a first and second time by its title and referred to the committee on education and public instruction.

On motion of Mr. Colgrove,

Leave of absence was granted to himself for the day.

On motion of Mr. Ranney,

The Senate went into

#### EXECUTIVE SESSION,

The time being 10.45 o'clock A. M.

The executive session closed, the time being 10.50 o'clock A. M.

#### GENERAL ORDER.

On motion of Mr. Wesselius,

The Senate went into committee of the whole on the general order, Whereupon the President called Mr. Babcock to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following: Senate joint resolution No. 6, entitled

Joint resolution to amend section 6 of article 6 of the constitution of the State of Michigan, relative to circuit courts,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

W. IRVING BABCOCK, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wesselius,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the joint resolution was placed on its immediate passage.

The joint resolution was then read a third time and passed, two-thirds of all the Senators elect voting therefore, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Harshaw,	Mr. Ranney,
Barringer,	Fox,	Holbrook,	Taylor,
Berry,	Giddings,	Leavitt,	Tyler,
Blackwell,	Green,	McCormick,	Wesselius.
Chapman,	Griffey,	Nagel,	President
Den Herder,	Grosfield,	Palmer,}	<i>pro tem.</i> 23

#### NAYS.

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Title agreed to.

On motion of Mr. Wesselius,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

The following is the joint resolution:

Joint resolution to amend section 6 of article 6 of the constitution of the State of Michigan, relative to circuit courts:

*Resolved by the Senate and the House of Representatives of the State of Michigan*, That the following amendment to the constitution of this State be and the same is hereby proposed; that is to say: That section 6 of article 6 of said constitution be amended so as to read as follows:

SECTION 6. The State shall be divided into judicial circuits, in each of which the electors thereof shall elect one circuit judge, who shall hold his office for the term of six years, and until his successor is elected and qualified. The Legislature may provide for the election of more than one circuit judge in the judicial circuit in which the city of Detroit is or may be situated, and in the judicial circuit in which the county of Saginaw is or may be situated, and in the judicial circuit in which the county of Kent is or may be situated; and the circuit judge, or judges, of said circuits, in addition to the salary provided by this constitution, shall receive from their respective counties such additional salary as may from time to time be fixed and determined by the boards of supervisors of said counties. And the board of supervisors of each county in the upper peninsula is hereby authorized and empowered to give and pay to the circuit judge of the judicial circuit to which such county is attached, such additional salary or compensation as may from time to time be fixed and determined by such board of supervisors. This section, as amended, shall take effect from the time of its adoption.

*Be it further Resolved*, That said amendment shall be submitted to the people of this State at the spring election, to be held on the first Monday in April, in the year one thousand eight hundred and eighty-nine, and the secretary of State is hereby required to give notice of the same to the sheriffs of the several counties of this State at least thirty days prior to the said election, and the said sheriffs are required to give the several notices required by law in the same manner that they are now required to give in the case of an election of judges of the supreme court; and the inspectors of election in the several townships and wards of this State shall prepare a suitable box for the reception of ballots cast for or against said amendment. Each person voting for said amendment of section six, article six, shall have written or printed, or partly written and partly printed on his ballot the words: "Amendment relative to judicial circuits—Yes." And each person voting against said amendment shall have written or printed, or partly written and partly printed on his ballot the words: "Amendment relative to judicial circuits—No." The ballots in all respects shall be canvassed and returns made as in electing judges of the Supreme Court. .

On motion of Fox,

The Senate adjourned.

The President *pro tem.* announced that the Senate would stand adjourned until Monday next, at 2 o'clock P. M.

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*Lansing, February 18, 1889.*

The Senate met and was called to order by the President *pro tem.* at 2 o'clock P. M.

Prayer by the Rev. Mr. Clark.

Roll called: a quorum present.

Absent without leave: Messrs. Berry, Den Herder, Gurney and Nagel.

On motion of Mr. Grosfield,

Leave of absence was granted to Mr. Nagel for the day.

On motion of Mr. Taylor,

Leave of absence was granted to Mr. Den Herder for the day.

On motion of Mr. Leavitt,

Leave of absence was granted to Messrs. Berry and Gurney for the day.

#### PRESENTATION OF PETITIONS.

No. 154. By Mr. Dunstan: Remonstrance relative to certain features of the pending bill to incorporate the city of Ironwood,

Referred to the committee on cities and villages.

No. 155. By Mr. Chapman: Petition of E. L. Kelly and many other citizens of Reading, Hillsdale county, asking the Legislature to take into consideration the establishment of a food commissioner.

Referred to the committee on public health.

No. 156. By Mr. Leavitt: Resolutions of the board of supervisors of Antrim county, relative to the game and fish laws.

On motion of Mr. Leavitt,

The resolutions were read at length, and spread at large on the Journal, as follows:

At the annual meeting of the Board of Supervisors of Antrim county, held in the court room in the village of Belaire in said county, on Monday the 8th day of October, in the year 1888. \* \* \* \*

The committee on dams and fishways made a report.

By A. G. Jackson,

*Resolved*, That we adopt the report of the committee on dams and fishways.

Carried.

The following is the report:

*To the Board of Supervisors of Antrim County:*

GENTLEMEN—Your committee on dams and fishways have had under consideration the game and fishery interests of Antrim county, ask leave to submit the following report:

WHEREAS, From the most reliable information we have been able to obtain, it would seem that the effect of the present game and fish laws is to work an injustice against law abiding citizens in favor of persistent and uncontrollable violators of said laws who together with irresponsible tourists resort to every device to foil the deputy wardens in their attempts to secure the proper observance of the statutory observance of said laws;

AND WHEREAS, The deputy wardens have been unjustly censured for failure to secure more satisfactory results;

AND WHEREAS, In the opinion of your committee the expense of the county involved in the execution of said game and fish laws, have been greater than the benefits derived. Your committee believe that they but voice the sentiment of the majority of the citizens of Antrim county when we advise that your board petition the State legislature to make such alterations or modifications in the present game and fish laws as shall secure their more rigid enforcement, or shall secure to law-abiding citizens the right to procure for

private use, without restriction under said game and fish laws, any game or fish they may need for home consumption.

We would further recommend that your honorable board take such steps as will secure the proper stocking of inland lakes of Antrim county with fish.

H. E. LYON,

J. E. HILL,

D. E. PIERCE,

*Committee.*

Referred to the committee on fisheries.

No. 157. By Mr. Barringer: Resolution of the Board of Supervisors of Macomb county against the repeal of the mortgage tax law.

Referred to the committee on judiciary.

No. 158. By Mr. Wisner: Petition of John T. Leonard and 160 other freeholders of the township of Ingersoll, in the county of Midland, praying that said township be detached from Midland county and attached to the county of Saginaw.

Referred to the committee on counties and townships.

No. 159. By Mr. Fox: Petition of Geo. W. Carr and others of Huron county, asking for an amendment to section 12 of act 59, session laws of 1885, so as to permit the use of gill-nets of not less than 2½-inch meshes.

Referred to the committee on fisheries.

No. 160. By Mr. Fox: Petition of D. E. Spencer and others for passage of the bill making uniformity of text books in Huron county.

Referred to the committee on education and public schools.

No. 161. By Mr. Fox: Petition of Alex R. Pike and others for the incorporation of the village of Ubley, Huron county.

Referred to the committee on cities and villages.

No. 162. By Mr. Ranney: Petition of George McDonald and 84 others for an appropriation for the enlargement of the chemical laboratory in the university.

Referred to the committee on university.

Mr. Chapman moved that the rule requiring notices of bills, except of bills amending acts of incorporation be suspended for the rest of this session,

Which motion prevailed, two-thirds of all the Senators present voting therefor.

#### MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE,  
Lansing, February 15, 1889. }

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 10, being

An act to attach the surveyed township, 48 north, range 42 west, and 48 north, range 43 west, in the county of Ontonagon, Michigan, to organize township of Ontonagon in said county.

Very respectfully,

C. G. LUCE,  
Governor.

The message was laid on the table.

## MESSAGES FROM THE HOUSE.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 15, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled joint resolution:

House joint resolution No. 11, entitled

Joint resolution requesting the Michigan representatives in Congress to vote for the bill now pending before Congress for the relief of the Union ex-prisoners of war,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The joint resolution was read a first and second time by its title and referred to the committee on military affairs.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 18, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 39 (file No. 40), entitled

A bill to authorize the formation of corporations for the purchase and improvement of ground, to be occupied for summer homes, for camp meetings, for meetings of assemblies or associations, and societies organized for intellectual and scientific culture, and for the promotion of the cause of religion and morality, and for any or all of said purposes.

2. House bill No. 117 (file No. 45), entitled

A bill providing for two voting precincts for the township of Portage, in the county of Houghton, defining the limits thereof, providing for a new registration of the voters thereof, and determining who shall be inspectors of election therein.

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title and referred to the committee on banks and incorporations.

The second named bill was read a first and second time by its title, and referred to the committee on elections.

The President *pro tem.* also announced the following:



HOUSE OF REPRESENTATIVES, }  
 Lansing, February 16, 1889. }

*To the President of the Senate :*

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 56, entitled

A bill to re-incorporate the village of Marion in Osceola county,

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
 Lansing, February 16, 1889. }

*To the President of the Senate :*

SIR,—I am instructed by the House to transmit the following entitled bill:

House bill No. 165, entitled

A bill to prevent fishing during the months of December, January, February, March and April, in the inland lakes of the counties of Alpena and Presque Isle,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on fisheries.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
 Lansing, February 16, 1889. }

*To the President of the Senate :*

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 128, entitled

A bill to amend secs. 4, 6, 8, 13, 22, 44 and 45 of act No. 353 of the local acts of 1887, approved the 21st day of February, A. D. 1887, entitled "An act to revise and amend the charter of the city of Big Rapids, being amendatory of an act entitled 'An act to revise the charter of the city of Big Rapids, approved March 16, 1875, as amended by the several acts amendatory thereof,' "

In the passage of which the House has concurred by a majority vote of all

the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 16, 1889. }

*To the President of the Senate :*

SIR,—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 230, entitled

A bill to change the corporate name of the village of Brockway Center, in the county of St. Clair, to that of Yale.

2. House bill No. 305, entitled

A bill to organize the township of Harrison, in Schoolcraft county,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title and referred to the committee on cities and villages.

The second named bill was read a first and second time by its title, and referred to the committee on counties and townships.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 16, 1889. }

*To the President of the Senate :*

SIR,—I am instructed by the House to transmit the following concurrent resolution:

*Resolved*, By the House, (the Senate concurring) that when the Legislature adjourns on Wednesday, February 20th, it stand adjourned until Monday, February 25th, at 2:30 o'clock p. m.,

Which has passed the House and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Mr. Chapman moved that the resolution be laid on the table,

Which motion did not prevail.

The question being on the adoption of the resolution,

Mr. Chapman demanded the yeas and nays.

The resolution was then adopted, a majority of all the senators present voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock, Barringer, Blackwell, Dunstan, Fox,	Mr. Green, Griffey, Grosfield, Holbrook, McCormick,	Mr. Milnes, Palmer, Ranney, Toan,	Mr. Tyler, Wisner, President, <i>pro tem.</i>
			17

## NAYS.

Mr. Chapman, Galbraith,	Mr. Gilmore,	Mr. Leavitt,	Mr. Taylor,
			5

## NOTICES.

Mr. Green gave notice that on some future day he would ask leave to introduce

A bill to authorize the Alma Burial Ground Association to convey the real estate held by them to the village of Alma.

Mr. Green gave notice that on some future day he would ask leave to introduce

A bill to revise and consolidate the laws relating to the duties of the State Board of Education.

Mr. Dunstan gave notice that on some future day he would ask leave to introduce

A bill to incorporate the public schools of the village of Houghton, in the township of Portage, Houghton county.

Mr. Gilmore gave notice that on some future day he would ask leave to introduce

A bill to provide for the disposition of unclaimed deposits in savings banks.

Mr. Holbrook gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of the city of Lansing.

Mr. Gilmore gave notice that on some future day he would ask leave to introduce

A bill to exempt the Commercial Telegraph Company from assessment and taxation, as provided by act No. 168 of the public acts of 1881.

Mr. Toan gave notice that on some future day he would ask leave to introduce

A bill to organize and establish a school district in the township of Lyons, in the county of Ionia and State of Michigan, to be known as school district No. 3 in said township.

## MOTIONS AND RESOLUTIONS.

Mr. Taylor offered the following resolution:

WHEREAS, It is a matter of doubt whether there exists either a settled opinion or an uniformity of practice in this body in the matter of the payment of mileage and expenses incurred by members of committees in visiting the several State institutions, or in performing other duties where traveling is required; and,

WHEREAS, A settled rule to insure such uniformity of practice is highly desirable; therefore,

*Resolved*, That a special committee of three be appointed by the chair with

instructions to examine the laws touching the matter referred to and at as early a date as practicable make a report of the amount of mileage per diem and expenses, which may be allowed the several members of such committees in conformity with existing laws and to make such further recommendations as in their opinion the matter requires.

The question being on the adoption of the resolution,

Mr. Dunstan moved that the resolution be referred to the committee on judiciary.

Mr. Milnes demanded the yeas and nays.

The resolution was then so referred, a majority of all the Senators present voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Galbraith	Mr. Holbrook,	Mr. Ranney,	
Barringer,	Green,	Leavitt,	Mr. Toan,	
Blackwell,	Griffey,	McCormick,	Wisner,	
Dunstan,	Grosfield,			14

## NAYS.

Mr. Chapman.	Mr. Gilmore,	Mr. Milnes,	Mr. Tyler,	
Fox,				5

Mr. Leavitt offered the following resolution:

*Resolved*, That all clerks of committees of this body receive pay only from the time when such clerks shall be employed, and that any committee having a clerk be required to report to the Senate when such committee has no further need of such clerk, in order that such clerk may be discharged.

The question being on the adoption of the resolution,

Mr. Taylor demanded the yeas and nays.

Pending the taking of the vote thereon,

Mr. Milnes moved to amend the resolution by adding thereto the words:

"But it is the sense of the Senate that no more clerks be employed."

The motion to amend did not prevail.

The resolution was then adopted, a majority of all the Senators present voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Blackwell,	Mr. Green,	Mr. Leavitt,	Mr. Taylor,	
Dunstan,	Griffey,	McCormick,	Toan,	
Fox,	Grosfield,	Palmer,	Tyler,	
Galbraith,	Holbrook,	Ranney,	Wisner,	
Gilmore,				17

## NAYS.

Mr. Milnes,				1
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## INTRODUCTION OF BILLS.

Mr. Toan, previous notice having been given and leave being granted, introduced

Senate bill No. 188, entitled

A bill making appropriation for the purchase of a cooking range, two washing machines, fire and lawn hose, dishes, bedding, books and general

repairs, one sander, and for putting in a dust arrester in certain shops of the State House of Correction and Reformatory of Ionia.

The bill was read a first and second time by its title and referred to the committee on Reformatory at Ionia.

Mr. Toan, previous notice having been given and leave being granted, introduced

Senate bill No. 189, entitled

A bill to incorporate the city of Saint John's, and to repeal act No. 290 of the session laws of 1867, entitled an act to incorporate the village of Saint John's and all acts amendatory thereof.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Babcock, previous notice having been given and leave being granted, introduced

Senate bill No. 190, entitled

A bill providing for the re-issuing of attachment against sheriffs and coroners for neglect or refusal to make returns of process put into their hands for service,

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate bill No. 191, entitled

A bill making an appropriation for the maintenance and support of the mining school at Houghton, in the county of Houghton, Mich., for the years 1889 and 1890.

The bill was read a first and second time by its title and referred to the committee on mining school and mining interests.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate bill No. 192, entitled

A bill making an appropriation for the fitting up and furnishing the new school building of the mining school at Houghton, and furnishing the grounds thereof, and supplying the same with water, and equipping said building and school, and preparing the same to perform their proper functions as provided in act No. 70 of the public acts of 1885, entitled an act to establish and regulate a mining school in the Upper Peninsula.

The bill was read a first and second time by its title and referred to the committee on mining school and mining interests.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate bill No. 193, entitled

A bill to detach the counties of Gogebio and Ontonagon from the 12th judicial circuit, and the county of Iron from the 25th judicial circuit of this State, and to erect the said counties into a separate judicial circuit to be known as the 30th judicial circuit.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate bill No. 194, entitled

A bill relative to the confinement in this State of prisoners committed or sentenced by the courts of the United States or the Territories thereof.

The bill was read a first and second time by its title and referred to the committee on federal relations.

Mr. Dunston, previous notice having been given and leave being granted, introduced

Senate bill No. 195, entitled,

A bill to vacate the township of Carp Lake, in the county of Ontonagon, and to attach the territory thereof to the township of Ontonagon in said county.

The bill was read a first and second time by its title and referred to the committee on counties and townships.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate bill No. 196, entitled

A bill to amend act No. 35 of the session laws of 1867, entitled "An act to provide for the formation of Street Railway Companies," approved March 5, 1867 (being chapter 95 of Howell's annotated statutes), by adding another section thereto, relative to elevated railways, to stand as sec. 31.

The bill was read a first and second time by its title and referred to the committee on banks and incorporations.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate bill No. 197, entitled

A bill to amend sections 7564 and 7565 of the compiled laws of 1871 as amended by act No. 93 of the session laws of 1875, approved April 22, 1875, being compiler's sections 9135 and 9136 of Howell's annotated statutes relative to offenses against property,

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Milnes, previous notice having been given and leave being granted, introduced

State bill No. 198, entitled.

A bill to amend sections 1, 2, 3, 7, 8, 9, 17, 18, 21 and 23, of act No. 313, of the session laws, entitled An act to provide for the taxation and regulation of the business of manufacturing, selling, keeping for sale, furnishing, giving and delivering spirituous and intoxicating liquors and brewed, malt or fermented liquors, or vinous liquors in this State, and to repeal all acts or parts of acts inconsistent with the provisions of this act.

The bill was read a first and second time by its title and referred to the committee on liquor traffic.

Mr. Barringer, previous notice having been given and leave being granted, introduced

Senate bill No. 199, entitled

A bill to amend sections 2 and 3 of act No. 500 of the local acts of 1887, approved June 8, 1887, entitled an act to incorporate the city of Marine City in the county of St. Clair, and to repeal act No. 320 of the local acts of 1885, entitled an act to re-incorporate the village of Marine City, approved April 23, 1885.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Barringer, previous notice having been given and leave being granted, introduced

Senate bill No. 200, entitled

A bill to amend chapter 7 of chapter 24, of the statutes of Michigan, as compiled by Andrew Howell, by adding six new sections thereto.

The bill was read a first and second time by its title and referred to the committee on roads and bridges.

Mr. Barringer, previous notice having been given and leave being granted, introduced

Senate bill No. 201, entitled

A bill to provide for arbitration between employes and managers of railroads.

The bill was read a first and second time by its title and referred to the committee on railroads.

Mr. Taylor (by request), previous notice having been given and leave being granted, introduced

Senate bill No. 202, entitled

A bill to provide for the incorporation of the Lewis Cass House of Detroit, Michigan, to confer certain powers and privileges upon said House.

The bill was read a first and second time by its title and referred to the committee on banks and incorporations.

Mr. Griffey, previous notice having been given and leave being granted, introduced

Senate bill No. 203, entitled

A bill relating to the election of representatives to the State Legislature in districts where more than two are to be elected.

The bill was read a first and second time by its title and referred to the committee on elections.

Mr. Griffey, previous notice having been given and leave being granted, introduced

Senate bill No. 204, entitled

A bill to amend section 1 of act No. 147 of the session laws of 1885, as amended by act No. 88 of the session laws of 1887, entitled "An act to provide for the introduction and use on all cars owned and operated by any railroad company or other corporation doing business in this State, of some form of automatic car coupling, by means of which all cars may be coupled and uncoupled without the necessity of the brakeman or any other person passing between the cars."

The bill was read a first and second time by its title and referred to the committee on railroads.

Mr. Holbrook, previous notice having been given and leave being granted, introduced

Senate bill No. 205, entitled

A bill to amend section 24 of act No. 118, laws of 1840, entitled "An act to regulate and prescribe the amount of fees in certain cases," approved April 1, 1840, being section 9027 of Howell's annotated statutes.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Holbrook, previous notice having been given and leave being granted, introduced

Senate bill No. 206, entitled

A bill making an appropriation for the Independent Forestry Commission of the State of Michigan, for the years 1889 and 1890.

The bill was read a first and second time by its title and referred to the committee on agricultural interests.

Mr. Fox, previous notice having been given and leave being granted, introduced

Senate bill No. 207, entitled

A bill to provide for an appropriation for the preparation, publication and distribution of the proceedings of the annual meetings of the Michigan superintendents of the poor for the years 1889 and 1890.

The bill was read a first and second time by its title and referred to the committee on finance and appropriations.

Mr. Fox, previous notice having been given and leave being granted, introduced

Senate bill No. 208, entitled

A bill to set apart certain swamp lands in Wild Fowl Bay for public shooting grounds.

The bill was read a first and second time by its title and

Pending its reference,

On motion of Mr. Fox,

The bill was laid on the table.

Mr. Chapman, previous notice having been given and leave granted, introduced

Senate bill No. 209, entitled

A bill to amend section six of act No. 206 of the session laws of 1889, approved June 2d, 1881, and being consecutive section 417 of Howell's annotated statutes.

The bill was read a first and second time by its title and referred to the committee on finance and appropriations.

Mr. Tyler, previous notice having been given and leave being granted, introduced

Senate bill No. 210, entitled

A bill to establish a State road in Bay county.

The bill was read a first and second time by its title and referred to the committee on roads and bridges.

Mr. Tyler, previous notice having been given and leave being granted, introduced

Senate bill No. 211, entitled

A bill in relation to a State road in the township of Frankenlust in Bay county.

The bill was read a first and second time by its title and referred to the committee on roads on bridges.

Mr. Tyler, previous notice having been given and leave being granted, introduced

Senate bill No. 212, entitled

A bill to regulate and define the duties of judges of probate in certain cases, being a bill to amend section 1 of session laws of 1885, being act No. 47, approved April 18, 1885.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. McCormick, previous notice having been given and leave being granted, introduced



Senate bill No. 213, entitled

A bill to amend section 1 of act No. 553 of the local acts of 1887, entitled act to legalize certain drain taxes in the township of Ganges, county of Allegan, and to authorize the supervisor of said township to re-spread the same, approved June 27, 1887.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Wisner, previous notice having been given and leave being granted, introduced

Senate joint resolution No. 16, entitled

Joint resolution to refund to ex-Gov. J. W. Begole, money paid by him for attorney fees in the case of People vs. Wilson.

The joint resolution was read a first and second time by its title and referred to the committee on State affairs and finance and appropriation.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate joint resolution No. 17, entitled

Joint resolution for the payment to Charles E. Bresler of nine thousand dollars (\$9,000) on account of securities held by the State Treasurer for his benefit.

The joint resolution was read a first and second time by its title and referred to the committee on finance and appropriations.

Mr. Holbrook, previous notice having been given and leave being granted, introduced

Senate bill No. 214, entitled

A bill to amend sec. 1 of act No. 171, session laws of 1873, entitled "An act establishing a State agency for the care of juvenile offenders," approved April 29, 1873, as amended by act No. 37, public acts of 1875, approved March 19, 1875, being compiler's section 9894 of Howell's annotated statutes as amended by act No. 168, public acts of 1885, approved June 10, 1885, amended by act No. 285 of public acts of 1887, approved June 28, 1887.

The bill was read a first and second time by its title and,

Pending its reference,

On motion of Mr. Holbrook,

The bill was laid on the table.

Mr. Leavitt, previous notice having been given and leave being granted, introduced

Senate bill No. 215, entitled

A bill to revise an act entitled "An act further to preserve the purity of elections, and guard against abuses of the election franchise by a registration of electors," approved February 14, 1859, and acts amendatory thereof,

The bill was read a first and second time by its title and referred to the committee on elections.

Mr. Leavitt, previous notice having been given and leave being granted, introduced

Senate bill No. 216, entitled

A bill to prescribe the manner of notifying, holding and conducting general and special elections, and the canvass and return of votes.

The bill was read a first and second time by its title and referred to the committee on elections.

Mr. Leavitt, previous notice having been given, by unanimous consent, introduced

Senate bill No. 217, entitled

A bill to require proof of the qualifications of electors in certain cases.

The bill was read a first and second time by its title and referred to the committee on elections.

Mr. Leavitt, previous notice having been given and leave being granted, introduced

Senate bill No. 218, entitled

A bill to provide for the correction of frauds and mistakes in the canvass and returns made by inspectors of elections, and to repeal act number 208, of the Public Acts of 1887.

The bill was read a first and second time by its title and referred to the committee on elections.

Mr. Leavitt, previous notice having been given and leave being granted, introduced

Senate bill No. 219, entitled

A bill to prescribe uniformity of time for the registration of electors in the cities of this State.

The bill was read a first and second time by its title and referred to the committee on elections.

Mr. Leavitt, previous notice having been given and leave being granted, introduced

Senate bill No. 220, entitled

A bill to further preserve the purity of elections and guard against abuses of the elective franchise, by providing for an electoral commission in cities having more than thirty thousand inhabitants.

The bill was read a first and second time by its title and referred to the committee on elections.

Mr. Leavitt, previous notice having been given and leave being granted, introduced

Senate bill No. 221, entitled

A bill to define certain offenses against the elective franchise and to prescribe the punishment therefor.

The bill was read a first and second time by its title and referred to the committee on elections.

#### GENERAL ORDER.

On motion of Mr. Chapman,

The Senate went into committee of the whole on the general order;

Whereupon,

The President called Mr. Chapman to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

#### I.

House bill No. 33 (file No. 6), entitled

A bill to amend section 6 of act No. 70 of the public acts of 1885, entitled "An act to establish and regulate a mining school in the Upper Peninsula," approved May 1st, 1885.

House bill No. 89 (file No. 37), entitled

A bill to amend section 7137 of the compiled laws of 1871, being compiler's

section 8698 of Howell's annotated statutes of the State of Michigan, relative to limitation of actions relating to real property.

Senate bill No. 84 (file No. 21), entitled

A bill to amend section 5273 of the compiled laws of 1871, being section 6838 of Howell's annotated statutes, relative to the filing of a bond by the plaintiff on commencement of suit in attachment in justice's court, and the condition thereof.

Senate bill No. 79 (file 22), entitled

A bill to repeal act No. 157 of the public acts of 1887, entitled "An act to amend sec. 1 of act No. 43 of the laws of 1873," the same being compiler's sec. 9188 of Howell's annotated statutes relative to the fraudulent removal or embezzlement of property leased or under contract of purchase, and to repeal sec. 2 of said act, the same being compiler's sec. 9189 of Howell's annotated statutes.

Senate bill No. 64 (file No. 23), entitled

A bill providing for the appointment, defining the duties, and fixing the the compensation of a stenographer for the first judicial circuit of the State of Michigan.

House bill No. 203, entitled

A bill to amend section 17 of act No. 427 of the local acts of 1881, approved June 8, 1881, entitled "An act to amend section 17 of chapter 10 of an act entitled 'An act to incorporate the city of Ishpeming, in the county of Marquette,' approved April 10, 1873, and to add a new chapter thereto to stand as chapter 13 of said act," said section 17 now standing as section 17 of chapter 10 of said act to incorporate the city of Ishpeming in the county of Marquette.

Senate bill No. 7 (file No. 25), entitled

A bill to legalize certain bridge bonds issued by the county of Bay.

Senate bill No. 37 (file No. 26), entitled

A bill to amend sections one, four, ten and twenty-five of chapter 83 of the compiled laws of 1871, as amended by act No. 52 of the session laws of 1872, approved March 29, 1872, being compiler's sections 3752, 3755, 3761, 3775 of Howell's annotated statutes, relative to the formation of corporations for the purpose of engaging in commerce or navigation.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

Senate file No. 20, entitled

A bill to amend section 14 of chapter 245 of the compiled laws of 1871, as amended, the same being section 9136 of Howell's annotated statutes of Michigan, relative to offenses against property.

Being a substitute for

House bill No. 21 (file No. 29), entitled

A bill to amend section 7565, compiled laws of 1871 as amended, being section 9136 of Howell's annotated statutes relative to offenses against property.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend that said bill be re-committed to the committee on judiciary.

## III.

The committee of the whole have also had under consideration the following:

House bill No. 55, entitled

A bill to authorize certain proceedings to quiet titles to real estate in the county of Charlevoix, and to provide for the punishment of persons who may testify falsely, or who may corruptly attempt to acquire title in such real estate, or who shall willfully use or procure false testimony to establish his claim or title;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend that it be printed for the use of the committee of the whole.

A. R. CHAPMAN, *Chairman.*

Report accepted and committee discharged.

The first above named bills were placed on the order of third reading of bills.

On motion of Mr. Chapman,

The Senate concurred in the recommendation of the committee regarding the second named bill, and the same was recommitted to the committee on judiciary.

On motion of Mr. Chapman,

The Senate concurred in the recommendation of the committee regarding the third named bill, and the same was ordered printed for the use of the committee of the whole.

The Senate resumed the order of

## MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 18, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 32 (file No. 5), entitled

A bill to incorporate the village of Lake Odessa, in Ionia county.

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 18, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to re-transmit the following entitled bill:

House bill No. 196, entitled

A bill to amend sections 2, 3, 7, 10, 14, 15, 17, 18, 21, 23, 24, 28, 29, 32, 33, 34, 35, 37, 41 and 50 of act No. 200 of the session laws of 1871, entitled "An act to incorporate the village of Caro, in the county of Tuscola," approved February 21, 1871, as amended by act number 304 of the session laws of 1881, and act number 277 of the session laws of 1883, and to add ten new sections thereto to stand as sections 60, 61, 62, 63, 64, 65, 66, 67, 68 and 69 of said act.

Which has passed the House by a majority vote of all the members elect and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on cities and villages.

On motion of Mr. Fox,

The Senate adjourned.

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*Lansing, February 19, 1889.*

The Senate met and was called to order by the President *pro tem.* at 2 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Fox and Grosfield.

On motion of Mr. Taylor,

Leave of absence was granted to Mr. Fox for to-day and to-morrow.

On motion of Mr. Babcock,

Leave of absence was granted to all absentees for the day.

#### PRESENTATION OF PETITIONS.

No. 163. By Mr. Galbraith: Petition of Chas. Draper, O. Kimball, and 67 others, relative to the creation of a new ward in the city of Pontiac, to be known as the 5th ward of said city.

Referred to the committee on cities and villages.

No. 164. By Mr. Galbraith: Petitions of E. O. Simonson and 20 others relative to artesian wells.

Referred to the committee on public health.

No. 165. By Mr. Milnes: Resolutions of C. O. Loomis, Post, No. 2, G. A. R., relative to the erection of a statue to Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 166. By Mr. Green: Resolution of Gratiot County Pomona Grange, No. 36, relative to amending fish and game laws.

Referred to the committee on fisheries.

No. 167. By Mr. Wisner: Resolutions of D. D. Doneley Post, No. 307,

G. A. R., relative to the erection of a statue to Gen. Custer, at Washington. Referred to the committee on military affairs.

No. 168: By Mr. McCormick: Memorial of C. J. Bassett Post, G. A. R., of Allegan, relating to a statue to Generals Sheridan and Custer and Senator Chandler.

On motion of Mr. McCormick,

The memorial was read at length, and spread at large on the Journal, as follows:

G. A. R. MEMORIAL.

C. J. BASSETT POST, No. 56,  
G. A. R., DEPARTMENT OF MICHIGAN, }  
*Allegan, Mich.; Feb. 2, 1889.*

*To the Senate and House of Representatives in Legislature assembled :*

Some weeks ago Lansing Post, G. A. R., inaugurated a movement to place a statue of the late General Custer in the capitol at Washington as a companion piece to that of General Cass. Circulars were sent to all the posts in the State to this effect. Upon investigation and through correspondence from the proper authorities, it was ascertained that no place could be secured for a statue in the capitol at Washington, as General Custer was an Ohio man, and never held any commission from the State of Michigan during the war of the rebellion.

The circular from Lansing Post was received Jan. 19 and referred for consideration to a special committee of C. J. Bassett Post, of Allegan. This committee consisted of D. C. Henderson, G. W. Lonsbury and Lyman Reed.

At a regular meeting of the Post, Feb. 2, letters were read from Gov. C. G. Luce, and U. S. Senator Stockbridge giving their views relative to the statue business.

Whereupon D. C. Henderson, chairman of the special statutory committee, made the following report:

ALLEGAN, MICH., *February 2, 1889.*

*To the Commander of C. J. Bassett Post, No. 56, G. A. R., Department of Michigan:*

The committee to whom was referred a blank memorial from the G. A. R. Post at Lansing, would respectfully report that they have had the aforesaid memorial under consideration and beg leave to report a substitute for the same providing for equestrian statues to be erected in honor of Gens. Phillip H. Sheridan and George A. Custer, at a cost not to exceed \$5,000 for each of those generals, and that the legislature of this State be memorialized to make these appropriations, and that we further memorialize the State legislature for an appropriation of \$5,000 for the erection of a forensic statue in honor of the memory of Michigan's illustrious statesman and war senator, Zachariah Chandler, all three of these monuments to be placed in the Capitol square at Lansing, the capital of our State.

The committee would further report that Gen. Sheridan received his first commission in the war of the rebellion as the Colonel of the Second Michigan Cavalry, and that Gen. George A. Custer was born in Ohio and never received any commission from the State of Michigan, and that all of Custer's commissions were in the regular U. S. army as an appointee from Ohio. General Custer, however, commanded for a time the Michigan cavalry brigade in the

Potomac army by virtue of his position in the regular army and in the U. S. volunteers.

Your committee would further report that all deceased Michigan colonels and generals, such as Richardson, Broadhead, Gilbert, A. S. Williams and others should be given statutes, in the corridors of the State Capitol, in remembrance of their gallantry in the late war of the rebellion, and to commemorate their heroic services in that great national struggle for the preservation of our country's existence and its free institutions—not forgetting the memory of thousands of other Michigan worthies who either were killed or died from wounds and injuries incurred in that memorable contest, while upholding the glorious American flag. Now, as to the amounts to be appropriated for this purpose, we leave it wholly to the discretion of the Governor and Legislature of this State, reposing entire confidence in their wisdom and patriotism. What place is more appropriate for such memorials, statues and cenotaphs of Michigan's patriotic dead, than the capitol and its public grounds at Lansing?

Respectfully submitted for the consideration of the post.

D. C. HENDERSON,

*Chairman of Committee.*

EMERSON ALLEN, *Post Commander.*

ELISHA MIX, *Acting Adjutant.*

Referred to the committee on military affairs.

No. 169. By Mr. Palmer: Petition of O. W. Comstock and 57 other citizens of the city of Big Rapids relative to the enactment of a local option law.

On motion of Mr. Palmer

The petition was read at length, and spread at large on the Journal, as follows:

*To the Hon. the Legislature of the State of Michigan :*

We, the undersigned citizens of the city of Big Rapids, in the county of Mecosta and State of Michigan, respectfully request your honorable body not to enact any local option law (so called) regulating or prohibiting the sale of intoxicating liquors, unless the same shall give to each incorporated city and township the privilege of voting for or against prohibition of the sale of such liquors in such incorporated cities and townships, and shall not provide for "local option" by counties.

And your petitioners will ever pray.

BIG RAPIDS, Feb. 9, 1889.

Referred to the committee on liquor traffic.

No. 170. By Mr. Nagel: The memorial of H. B. Ledyard, Henry M. Duffield, Thomas W. Ferry and Philo Parsons, commissioners appointed by Gov. Luce, to attend and make arrangements for the centennial celebration of the inauguration of George Washington.

On motion of Mr. Nagel,

The memorial was read at length, and spread at large on the Journal, as follows:

*To the Honorable Cyrus G. Luce, Governor of Michigan, and the Senators and Representatives in the Legislature of Michigan :*

The undersigned commissioners for this State to attend the Centennial celebration of the inauguration of George Washington, respectfully represent:

That the plan and scope of arrangements by the State of New York, for

the celebration of this historical event, contemplate an imposing commemoration of the anniversary, befitting its national historical importance.

In addition to the literary exercises of the occasion, and the social entertainments, a grand civic and military parade will be a leading feature.

President Harrison will be conveyed to the city by the same route taken by General Washington 100 years ago, and received and escorted with appropriate ceremonies.

The design and hope of the New York committee of arrangements is that every State will be represented on that occasion by its Governor with his staff, the commissioners appointed for that State, and a numerous detachment from its militia.

To that end the Legislature of the State of New York has before it and will undoubtedly pass, a bill appropriating seventy-five thousand dollars (\$75,000) for the general purposes of the celebration, and one hundred and twenty-five thousand dollars (\$125,000) for the expenses of the National Guard of New York in attending same.

The committee of citizens of New York purpose the raising of the further sum of fifty thousand dollars (\$50,000) by individual contributions.

The militia attending from other states will be entertained while in New York city, at the expense of the citizens of New York, but will not be furnished transportation to and from their own states. In nearly every State of the Union appropriations to secure their representation are being advocated, and will doubtless be adopted.

The commissioners believe it to be the wish of every patriotic citizen of Michigan, that our State should be fittingly represented.

Our militia are second to those of no State in the Union, in soldierly appearance, efficiency, drill, and discipline. With a proper selection from their number by competitive inspections, or otherwise as the Governor may direct, Michigan need not fear comparison with any troops.

But her representation should not be less than a battalion of four full companies.

To defray their expenses and those of the attendance of the Governor and staff, not less than six thousand dollars (\$6,000) will be needed, in the estimation of the commissioners.

In view of the great historical interest in this last of the national centennials; in view of the generous hospitality offered to its sister States by the Empire State, and its cordial invitation to all to solemnize the centennial of the perfect completion of the work of the Revolution; and in view of the active steps being taken by other States to ensure their creditable representation on the occasion, the undersigned respectfully memorialize your excellency, the Governor of the State, and your honors, the members of the Legislature, to appropriate from the general fund of the State the sum of six thousand dollars (\$6,000), for the above purpose.

H. B. LEDYARD, *President.*

HENRY M. DUFFIELD, *Secretary.*

THOMAS W. FERRY,

PHILO PARSONS,

Referred to the committee on State affairs.

No. 171. By Mr. Dunstan: Remonstrance of the Bessemer Consolidated Iron Co., the Polish Mining Co., and 18 others, praying that certain ter-



ritory therein named shall not be included within the corporate limits of the city of Ironwood, Gogebic county.

On demand of Mr. Dunstan

The remonstrance was read at length, and spread at large on the Journal, as follows:

*To the Honorable the Senate and House of Representatives of the State of Michigan:*

The petition of the undersigned citizens of the county of Gogebic and residents of the territory proposed to be incorporated within the city of Ironwood, in said county, respectfully sheweth:

That the following territory is proposed to be included within the limits of said city of Ironwood, viz: The west half of section 24, the south half of the northeast quarter of section 23, all in township 47 north, of range forty-seven west.

That the Bessemer Consolidated Iron Company own and operate a mine on the northwest quarter of section 24 aforesaid; that the Pabst Mining Company own and operate a mine on the south half of the northeast quarter of said section 23; and that the village of Jesseville, so called, is located on the northwest quarter of the southwest quarter of section 24 aforesaid.

That the village of Ironwood proper is located more than two miles from the village of Jesseville aforesaid, and only connected therewith by a wagon road and a spur track running from said Ironwood to said mines:

That said Pabst mine and the mine owned and operated by said Bessemer Consolidated Iron Company are mining locations, inhabited only by the persons employed in said mines, and that the said village of Jesseville is largely made up of persons employed by said mines.

That the number of families residing in the said village of Jesseville does not exceed fifteen, and the number of families residing on the said mining locations will not exceed thirty-five families on each.

That no benefits would or could be derived by your petitioners from being included within the limits of the proposed city of Ironwood.

That to extend fire protection, gas mains, etc., to persons residing in the above-described territory would require the laying of two and one-half miles of pipe, through a section entirely devoid of population and that it would be unjust and inequitable to your petitioners to include them within the limits of said city.

That the convenience of the persons inhabiting the said district does not demand that the territory described should be included within the limits of the proposed city of Ironwood, and, in your petitioners' opinion, is only included for the purpose of compelling your petitioners to pay a large proportion of the taxes of the said city without any corresponding benefits to be derived therefrom.

That the territory within said proposed city includes the entire populated districts of the township of Ironwood, and that should said bill become a law in its present form without excluding the above described territory therefrom it would leave a population of less than fifty, including women and children, in said township, and less than twelve voters, not one of whom, as we believe, would be freeholders of said township.

That the creation of said city would leave the control of the affairs of the township of Ironwood outside of said city in the hands of five or six men not

freeholders or taxpayers and having no pecuniary or permanent interest therein.

*Wherefore*, Your petitioners pray that in any bill considered by your honorable bodies looking to the incorporation of the city of Ironwood, the said bill shall be so amended as to exclude therefrom the territory hereinbefore described.

And your petitioners further pray that before said bill is passed upon by your honorable bodies, your petitioners shall be given a hearing before the committees, to whom said bill shall be referred, and if need be, be given a hearing before your honorable bodies.

And your petitioners will ever pray, etc.

Referred to the committee on cities and villages.

No. 172. By Mr. Dunstan: Remonstrance and affidavit of Henry Baltz, protesting against certain territory being included within the limits of the proposed city of Ironwood in Gogebic county.

Referred to the committee on cities and villages.

No. 173. By Mr. Dunstan: Remonstrance relative to the incorporation of the city of Ironwood.

Referred to the committee on cities and villages.

No. 174. By Mr. Dunstan: Remonstrance and affidavit of Mason W. Burt, manager Bessemer Consolidated Iron Company, protesting against certain territory being included within the corporate limits of the city of Ironwood in Gogebic county,

Referred to the committee on cities and villages.

No. 175. By Mr. Dunstan: Remonstrance relative to the incorporation of the city of Ironwood in Gogebic county.

Referred to the committee on cities and villages.

No. 176. By Mr. Blackwell: Resolution of the Board of Trustees of the village of Gladstone, relative to the division of the liquor tax between counties and towns.

On motion of Mr. Blackwell,

The resolution was read at length and spread at large on the Journal, as follows:

WHEREAS, We understand that there is now pending before the Legislature of the State of Michigan a bill which provides that hereafter one-half of the moneys arising from taxes for the sale of liquors be paid to the county treasury, and the other one-half into the township or village treasury; therefore,

*Resolved*, That in our judgment said bill ought not to become a law, and so far as the village of Gladstone is concerned we think that the whole of said tax should be paid into the township or village treasury in which it is raised.

*Resolved*, That we do hereby respectfully request the Representatives and Senator who represent Delta county in the Legislature to strenuously oppose the passage of said bill.

*Resolved*, That the village clerk be instructed to immediately forward a certified copy of these resolutions to said representative and senator.

I, Robert W. Davies, clerk of the above-named village, do hereby certify that the above is a true copy of the resolution passed by the village council of Gladstone.

ROBERT W. DAVIES, *Clerk*.

GLADSTONE, February 13, 1889.

Referred to the committee on liquor traffic.

No. 177. By Mr. Blackwell: Resolution of the common council of the city of St. Ignace, relative to the division of the liquor tax between cities and counties.

On motion of Mr. Blackwell,

The resolution was read at length, and spread at large on the Journal as follows:

WHEREAS, We understand that there is now pending before the Legislature of the State of Michigan a bill which provides that hereafter one-half of the moneys arising from taxes for the sale of liquors to be paid into the county treasury and the other half into the township, village or city treasury; therefore,

*Resolved*, That in our judgment said bill ought not to become a law. We think that the whole of said liquor tax money should be paid into the contingent fund of the township, village or city in which it is raised;

*Resolved*, That we do hereby respectfully request the Representative and Senator who represent Mackinac county in the Legislature to strenuously oppose the passage of said bill:

*Resolved*, That the city clerk be instructed to immediately forward a copy of these resolutions, signed by the Common Council and Supervisors of this city to said Representative and Senator.

Referred to committee on liquor traffic.

No. 178, By Mr. Gorman. Resolutions of Lucius Taylor Post, No. 274, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 179. By Mr. Gorman: Protest of the Ypsilanti Grange against the repeal of the so-called mortgage tax law, and a request to make it more effective in its operations;

Referred to the committee on judiciary.

No. 180. By Mr. Gorman: Remonstrance of 76 business men of Ypsilanti, Washtenaw county, against the repeal of the so called mortgage tax law;

Referred to the committee on judiciary.

No. 181. By Mr. Holbrook: Resolutions of Phil McKernan Post, No. 53, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 182. By Mr. Babcock: Resolutions of A. W. Chapman Post, No. 21, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

#### REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report, as correctly enrolled, signed, and presented to the Governor, the following:

1. Senate bill No. 128, entitled

A bill to amend secs. 4, 6, 8, 13, 22, 44 and 45 of act No. 353 of the local acts of 1887, approved the 21st day of February, A. D. 1887, entitled "An act to revise and amend the charter of the city of Big Rapids, being amendatory of an act entitled 'An act to revise the charter of the city of Big Rapids, approved March 16, 1875, as amended by the several acts amendatory thereof.'"

2. Senate bill No. 56, entitled

A bill to incorporate the village of Marion in Osceola county.

3. Senate bill No. 32 (file No. 5), entitled

A bill to incorporate the village of Lake Odessa in Ionia county.

JAMES W. McCORMICK, *Chairman.*

Report accepted and committee discharged.

By the committee on military affairs:

The committee on military affairs, to whom was referred

House joint resolution No. 11, entitled

Joint resolution asking the Michigan representatives in Congress to vote for the bill now pending before Congress for the relief of Union ex-prisoners of war,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. MILNES, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committees on agricultural interests and Agricultural College:

The committees on agricultural interests and Agricultural College, to whom was referred

Senate bill No. 65, entitled

A bill making an appropriation for the support and expenses of a State weather service,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

R. L. TAYLOR,

*Chairman Com. on Agricultural Interests.*

JOHN HOLBROOK,

*Chairman Com. on Agricultural College.*

Reported accepted and committee discharged.

The bill was referred to the committee on finance and appropriations.

By the committee on judiciary and finance and appropriations:

The committees on judiciary and finance and appropriations jointly, to whom was referred the following resolution:

WHEREAS, On January 11, as appears by the Journal, the following resolution was adopted: "Resolved, that it is the sense of the Senate that a sufficient number of clerks have been appointed by this body, that the appointment of any supernumerary clerks is ill advised and without necessity;" and

WHEREAS, On January 31 a resolution was adopted by the Senate creating a special committee on elections with power to appoint a clerk, and

WHEREAS, We still believe that the appointment of any additional clerks would be ill advised and an unnecessary expense to the State; therefore

*Resolved*, That so much of the resolution adopted by the Senate Jan. 31, which empowers the special committee on elections to employ a clerk, be and is hereby rescinded, and that the Secretary of the Senate be instructed to detail for said committee, from the clerks now in the employ of the Senate,

Referred to the committee on liquor traffic.

No. 177. By Mr. Blackwell: Resolution of the common council of the city of St. Ignace, relative to the division of the liquor tax between cities and counties.

On motion of Mr. Blackwell,

The resolution was read at length, and spread at large on the Journal as follows:

WHEREAS, We understand that there is now pending before the Legislature of the State of Michigan a bill which provides that hereafter one-half of the moneys arising from taxes for the sale of liquors to be paid into the county treasury and the other half into the township, village or city treasury; therefore,

*Resolved*, That in our judgment said bill ought not to become a law. We think that the whole of said liquor tax money should be paid into the contingent fund of the township, village or city in which it is raised;

*Resolved*, That we do hereby respectfully request the Representative and Senator who represent Mackinac county in the Legislature to strenuously oppose the passage of said bill:

*Resolved*, That the city clerk be instructed to immediately forward a copy of these resolutions, signed by the Common Council and Supervisors of this city to said Representative and Senator.

Referred to committee on liquor traffic.

No. 178, By Mr. Gorman. Resolutions of Lucius Taylor Post, No. 274, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 179. By Mr. Gorman: Protest of the Ypsilanti Grange against the repeal of the so-called mortgage tax law, and a request to make it more effective in its operations;

Referred to the committee on judiciary.

No. 180. By Mr. Gorman: Remonstrance of 76 business men of Ypsilanti, Washtenaw county, against the repeal of the so called mortgage tax law;

Referred to the committee on judiciary.

No. 181. By Mr. Holbrook: Resolutions of Phil McKernan Post, No. 53, G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 182. By Mr. Babcock: Resolutions of A. W. Chapman Post, No. 21 G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

#### REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report, as correctly enrolled, signed, and presented to the Governor, the following:

1. Senate bill No. 128, entitled

A bill to amend secs. 4, 6, 8, 13, 22, 44 and 45 of act No. 353 of the local acts of 1887, approved the 21st day of February, A. D. 1887, entitled "An act to revise and amend the charter of the city of Big Rapids, being amendatory of an act entitled 'An act to revise the charter of the city of Big Rapids, approved March 16, 1875, as amended by the several acts amendatory thereof.'"

2. Senate bill No. 56, entitled

A bill to incorporate the village of Marion in Osceola county.

3. Senate bill No. 32 (file No. 5), entitled

A bill to incorporate the village of Lake Odessa in Ionia county.

JAMES W. McCORMICK, *Chairman.*

Report accepted and committee discharged.

By the committee on military affairs:

The committee on military affairs, to whom was referred

House joint resolution No. 11, entitled

Joint resolution asking the Michigan representatives in Congress to vote for the bill now pending before Congress for the relief of Union ex-prisoners of war,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. MILNES, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committees on agricultural interests and Agricultural College:

The committees on agricultural interests and Agricultural College, to whom was referred

Senate bill No. 65, entitled

A bill making an appropriation for the support and expenses of a State weather service,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

R. L. TAYLOR,

*Chairman Com. on Agricultural Interests.*

JOHN HOLBROOK,

*Chairman Com. on Agricultural College.*

Reported accepted and committee discharged.

The bill was referred to the committee on finance and appropriations.

By the committee on judiciary and finance and appropriations:

The committees on judiciary and finance and appropriations jointly, to whom was referred the following resolution:

WHEREAS, On January 11, as appears by the Journal, the following resolution was adopted: "Resolved, that it is the sense of the Senate that a sufficient number of clerks have been appointed by this body, that the appointment of any supernumerary clerks is ill advised and without necessity;" and

WHEREAS, On January 31 a resolution was adopted by the Senate creating a special committee on elections with power to appoint a clerk, and

WHEREAS, We still believe that the appointment of any additional clerks would be ill advised and an unnecessary expense to the State; therefore

*Resolved*, That so much of the resolution adopted by the Senate Jan. 31, which empowers the special committee on elections to employ a clerk, be and is hereby rescinded, and that the Secretary of the Senate be instructed to detail for said committee, from the clerks now in the employ of the Senate,

such clerical help as may be necessary for said committee, as heretofore instructed.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that it do not pass, and ask to be discharged from the further consideration of the subject.

LEWIS G. PALMER,

*Chairman com. on judiciary and joint committees.*

Report accepted.

On motion of Mr. Palmer,

The report was adopted.

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, Feb. 19, 1889.* }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 253, entitled

A bill to provide funds to restrict the spread of dangerous communicable diseases.

2. House bill No. 345, entitled

A bill to extend the time for the collection of taxes in the village of Olio in the county of Genesee for the year 1888.

3. House bill No. 367, entitled

A bill to repeal act number 470 of the session laws of 1877, entitled "An act to authorize the village of St. Johns to borrow money for the erection and maintenance of water-works.

Which have passed the House by a majority vote of all the members elect and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on public health.

The second named bill was read a first and second time by its title, and referred to the committee on judiciary.

The third named bill was read a first and second time by its title and Pending its reference,

On motion of Mr. Gorman,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time, and

Pending the taking of the vote thereon,

On motion of Mr. Gorman,

The bill was laid on the table.

#### NOTICES.

Mr. Palmer gave notice that on some future day he would ask leave to introduce

A bill to provide for the organization of loan and trust companies, for their supervision and for the administration of their affairs.

Mr. Toan gave notice that on some future day he would ask leave to introduce

A bill to amend subdivision 5 of sec. 2 of Act No. 232 of the public acts of 1885, entitled "An act to revise the laws providing for the incorporation of all manufacturing companies, except such as are contemplated by act 42 of the session laws of 1867, which provides for the incorporation of persons or corporations engaged in the manufacture of salt, and mercantile companies, or any union of the two, and to fix the duties and liabilities of such corporations," approved June 20, 1885.

Mr. Leavitt gave notice that on some future day he would ask leave to introduce

A bill to amend the act of incorporation of the village of Traverse City, in the county of Grand Traverse.

Mr. Leavitt gave notice that on some future day he would ask leave to introduce

A bill to detach certain territory from the town of Garfield, in the county of Grand Traverse, and attach the same to the town of Traverse, in said county.

Mr. Leavitt gave notice that on some future day he would ask leave to introduce

A bill to define the boundaries of the town of Traverse in the county of Grand Traverse.

Mr. Leavitt gave notice that on some future day he would ask leave to introduce

A bill to detach certain territory from the town of East Bay in the county of Grand Traverse, and attach the same to the town of Traverse in said county.

Mr. Nagel gave notice that on some future day he would ask leave to introduce

A bill to provide for the relief outside of the Soldiers' Home of honorably discharged indigent union soldiers, sailors and marines, etc.

Mr. Nagel gave notice that on some future day he would ask leave to introduce

A bill to authorize the leasing of buildings and parts thereof in this State to grand army posts at a nominal rental.

Mr. Nagel gave notice that on some future day he would ask leave to introduce

A bill to provide for the joint erection of soldiers' monumental buildings by townships, incorporated villages and cities, and to permit the same to unite with any Grand Army Post in the erection of such building.

Mr. Nagel gave notice that on some future day he would ask leave to introduce

A bill respecting the appointment and employment of honorably discharged soldiers, sailors and marines in the public service of the State of Michigan, etc.

Mr. Nagel gave notice that on some future day he would ask leave to introduce

A bill to amend the act to incorporate the Grand Army of the Republic, Department of Michigan, and subordinate posts of the Grand Army of the Republic.



Mr. Galbraith gave notice that on some future day he would ask leave to introduce

A bill to detach certain portions of the fourth ward in the city of Pontiac in this State, and to form another ward therefrom, to be known as the 5th ward of said city, to provide officers of said ward and to fix the salaries of the said officers.

Mr. Gurney gave notice that on some future day he would ask leave to introduce

A bill to preserve the fisheries of this State by prohibiting certain deposits in the waters of this State, and to repeal inconsistent acts.

Mr. Gurney gave notice that at some future day he would ask leave to introduce

A bill to protect fish and to regulate fishing in the waters of this State, and to repeal inconsistent acts.

Mr. Blackwell gave notice that on some future day he would ask leave to introduce

A bill to amend section 96 of chapter 16 of the revised statutes of 1846, being section 742 of the compiled laws of 1871, and compiler's section 775 of Howell's annotated statutes of 1884, relative to the compensation of township officers.

Mr. Dunstan gave notice that on some future day he would ask leave to introduce

A joint resolution proposing an amendment to section 10 of article 15 of the constitution of this State, relative to the duration of corporations.

Mr. Dunstan gave notice that on some future day he would ask leave to introduce

A joint resolution proposing an amendment to section 9 of article 19 of the constitution of this State, relative to the charters of mining companies.

Mr. Dunstan gave notice that on some future day he would ask leave to introduce

A joint resolution surrendering and quit-claiming back to the United States, certain lands granted to the State of Michigan by act of Congress approved June 3, 1856, to aid in the construction of a railroad from Marquette to Ontonagon, in said State.

Mr. Blackwell gave notice that on some future day he would ask leave to introduce

A bill authorizing the township of Rock River in the county of Alger, to expend \$3,000.00 to aid in constructing the Bay De Noquette and Lake Superior State road, and to issue its bonds therefor.

Mr. Gorman gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of the village of Dundee, Monroe county.

Mr. Blackwell gave notice that on some future day he would ask leave to introduce

A bill to organize the township of Huron in the county of Chippewa;

Also,

A bill to organize the township of Stalwart in the county of Chippewa;

Also,

A bill authorizing the township of Onota, in the county of Alger, to expend \$3,000 to aid in constructing the Bay De Noquette and Lake Superior State road, and to issue its bonds therefor.

Mr. Galbrath gave notice that on some future day he would ask leave to introduce

A bill to re-incorporate the high school of the city of Pontiac.

#### MOTIONS AND RESOLUTIONS.

Mr. Taylor offered the following resolution :

*Resolved*, That the Secretary of the Senate be, and he is hereby instructed to contract with competent parties for the publication of the following number of the messages of Governor Luce, in pamphlet form, to-wit :

1,500 copies in the English language.

1,000 copies in the German language.

1,000 copies in the Holland language.

500 copies in the French language.

500 copies in the Norwegian language.

500 copies in the Swedish language.

500 copies in the Polish language.

And that the contract for copies in any foreign language be let to the lowest bidders, preference being given to State bids where any bids are received from parties residing in Michigan.

The question being on the adoption of the resolution,

On motion of Mr. Taylor,

The resolution was referred to the committee on finance and appropriations.

Mr. Dunstan moved to reconsider the vote by which the Senate referred the foregoing resolution to the committee on finance and appropriations,

Which motion prevailed.

The question being on referring the resolution to the committee on finance and appropriations,

The motion did not prevail.

The question being on the adoption of the resolution,

Mr. Taylor moved to amend the resolution by striking out the words 1,500 copies in the English language.

Which motion prevailed.

Mr. Taylor moved to amend the resolution by striking out the words "500 copies in the French language."

Which motion did not prevail.

The resolution as amended was then adopted.

Mr. Taylor moved that when the Senate adjourn to-day it stand adjourned until to-morrow morning at 10 o'clock,

Which motion prevailed.

#### INTRODUCTION OF BILLS.

Mr. Babcock, previous notice having been given and leave being granted, introduced

Senate bill No. 222, entitled

A bill to amend sections 3, 5 and 10 of act No. 134 of the laws of Michigan of 1859, entitled "An act to incorporate the city of Niles," approved Feb. 12, 1859, and all acts amendatory thereof.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. German, previous notice having been given and leave being granted, introduced

Senate bill No. 223, entitled

A bill to amend section 23 of chapter 217 of Howell's annotated statutes of 1882, being compiler's section No. 5753.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Gorman, previous notice having been given and leave being granted, introduced

Senate bill No. 224, entitled

A bill to provide for the better protection of lives of passengers and employees on railroad trains.

The bill was read a first and second time by its title and referred to the committee on railroads.

Mr. Gorman, previous notice having been given and leave being granted, introduced

Senate bill No. 225, entitled

A bill to amend section 1, act No. 118 of the public acts of 1887, approved May 23, 1887, entitled an act to provide for the better protection of lives of passengers and employees of railroad trains.

The bill was read a first and second time by its title and referred to the committee on railroads.

Mr. Gorman, previous notice having been given and leave being granted, introduced

Senate bill No. 226, entitled

A bill to amend section 19 of act number 153 of the public acts of 1885, entitled "An act to assessment of property and the levy and collection of taxes thereon, approved June 9, 1885."

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Gorman, previous notice having been given and leave being granted, introduced

Senate bill No. 227, entitled

A bill to amend sections 4 and 17 of an act to authorize the formation of land companies, approved March 26, 1877, being sections 3785 and 3798 of Howell's annotated statutes.

The bill was read a first and second time by its title and referred to the committee on banks and incorporations.

Mr. Gorman, previous notice having been given and leave being granted, introduced

Senate bill No. 228, entitled

A bill to amend section 2 of act No. 321, of local acts of 1885, being "An act of 1885, being the Union school district of Saline," approved April 11, 1885, as amended by act No. 329 of the local acts of 1887, approved February 3, 1887.

The bill was read a first and second time by its title and referred to the committee on education and public schools.

Mr. Gorman, previous notice having been given, and leave being granted, introduced

Senate bill No. 229, entitled

A bill to amend section 3 of act No. 153 of the public acts of 1885 to provide for the assessment of property and the levy and collection of taxes thereon, approved June 9, 1885, as amended by act No. 30 of the public acts of 1887, approved June 28, 1887.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Gorman, previous notice having been given and leave being granted, introduced

Senate bill No. 230, entitled

A bill to amend sections 1, 2, 11, and 12 of act No. 164 of the public acts of 1881, entitled an act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act, approved May 21, 1881, the same being compiler's sections 5150, 5151, 5160 and 5161 of Howell's annotated statutes, as amended by act No. 93 of the public acts of 1883, approved May 16, 1883, and by act No. 266, of the public acts of 1887, approved June 27, 1887.

The bill was read a first and second time by its title and referred to the committee on education and public schools.

Mr. Leavitt, previous notice having been given and leave being granted, introduced

Senate bill No. 231, entitled,

A bill to provide for relieving the general statutes of unconstitutional, obsolete and inoperative acts and parts of acts.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Leavitt, previous notice having been given and leave being granted, introduced

Senate bill No. 232, entitled

A bill to legalize certain bonds of the township of Central Lake, in the county of Antrim, issued for the erection of public buildings.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Leavitt, previous notice having been given and leave being granted, introduced

Senate bill No. 233, entitled

A bill to repeal certain acts and parts of acts relating to registration and elections.

The bill was read a first and second time by its title and referred to the committee on elections.

Mr. Leavitt, previous notice having been given and leave being granted, introduced

Senate bill No. 234, entitled

A bill amend section 8 of an act entitled "An act relative to dividing townships and villages into election districts and to provide for the registration of electors in such cases," approved May 23, 1877, being consecutive section 131 of Howell's compilation of the general statutes.

The bill was read a first and second time by its title and referred to the committee on elections.

Mr. Leavitt, previous notice having been given and leave being granted, introduced

Senate bill No. 235, entitled

A bill to legalize certain bridge bonds issued by the village of Charlevoix, in the county of Charlevoix.

The bill was read a first and second time by its title and referred to the committee on roads and bridges.

Mr. Leavitt, previous notice having been given and leave being granted, introduced

Senate bill No. 236, entitled

A bill to provide for the election of County Boards of Highway Commissioners, and to prescribe their powers and duties and to fix the compensation of the members thereof, and to prescribe the powers and duties of other officers incident thereto.

The bill was read a first and second time by its title and referred to the committee on roads and bridges.

Mr. Leavitt, previous notice having been given, and leave being granted, introduced

Senate bill No. 237, entitled

A bill to fix a penalty for catching, having in possession, offering for sale, selling or purchasing fish below certain sizes, and for catching fish by illegal methods.

The bill was read a first and second time by its title and referred to the committee on fisheries.

Mr. Wisner, previous notice having been given and leave being granted, introduced

Senate bill No. 238, entitled

A bill to fix the per diem compensation of members of the State Legislature from the Upper Peninsula for and during the session of 1889,

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Wisner, previous notice having been given and leave being granted introduced

Senate bill No. 239, entitled

A bill to amend sections 1 and 7 of act 46 of the public acts of 1887, entitled "An act to establish and organize a municipal court in the city of East Saginaw to be known and called the police court of East Saginaw, and to repeal all of the provisions of the charter of the city of East Saginaw heretofore enacted to establish and organize a police court in the city of East Saginaw, and all acts and parts of acts in any wise contravening the provisions of this act," approved March 25, 1887.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. McCormick, previous notice having been given and leave being granted, introduced

Senate bill No. 240, entitled

A bill providing for an assistant for the attorney general, and prescribing the duties of said assistant and fixing his salary.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Palmer, previous notice having been given and leave being granted, introduced

Senate bill No. 241, entitled

A bill to amend section 2 of act No. 170 of the session laws of 1881, relative to a crier of the Supreme Court.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Palmer, previous notice having been given and leave being granted, introduced

Senate bill No. 242, entitled

A bill to amend section 63 of chapter 103 of the revised statutes of 1846, being section 7612 of Howell's annotated statutes.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Palmer, previous notice having been given and leave being granted, introduced

Senate bill No. 243, entitled

A bill to amend section 2 of act No. 92, of the session laws of 1851, entitled "An act to provide for the organization and powers of the supreme court," being section 6000 of Howell's annotated statutes."

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Palmer, previous notice having been given and leave being granted, introduced

Senate bill No. 244, entitled

A bill to amend section 2 of act No. 272 of the session laws of 1887, entitled An act to amend section 2 of act 237 of the session laws of 1881, entitled an act to authorize and regulate within this State the business of Plate Glass, Accident, Live Stock, Steam Boiler and Fidelity insurance and to repeal acts 42 and 72 of the session laws of 1887, approved June 3, 1887, being section 4325 of Howell's annotated statutes.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Galbraith, previous notice having been given and leave being granted, introduced

Senate bill No. 245, entitled

A bill to re-incorporate the village of Clarkston.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Galbraith, previous notice having been given and leave being granted, introduced

Senate bill No. 248, entitled

A bill to amend sections 51, 52, 53, 54, 72, 75, 78, 85, 115 and 120 of act No. 92 of session laws of 1861, entitled an act to incorporate the city of Pontiac as amended by several acts amendatory thereof, and to add one new section to said act, to stand as section 204; also to amend sections 189, 190, 191 and 192 as added to said act 192 of the session laws of 1861, by act 371 of the session laws of 1885, entitled "An act to amend sections 4, 7, 51, 52, 75 and 116 of act 192 of the session laws of 1861, entitled an act to incorporate the city of Pontiac, approved March 15, 1861, as amended by the several acts amendatory thereof, and to add 15 new sections to said act to stand as sections 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202 and 203.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Berry, previous notice having been given, and leave being granted, introduced

Senate bill No. 249, entitled

A bill to authorize the township of Rust in Montmorency county, Mich., to borrow money to use in paying the outstanding orders and indebtedness of said township and to issue bonds therefor.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Galbraith, previous notice having been given and leave being granted, introduced

Senate bill No. 246, entitled

A bill to amend sections 9134 and 9136, Howell's annotated statutes.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Galbraith, previous notice having been given and leave being granted, introduced

Senate bill No. 247, entitled

A bill to repeal section 44, added to compiled laws of 1871, by act 137 of the session laws of 1887 relating to divorce,

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Berry, previous notice having been given and leave being granted, introduced

Senate bill No. 250, entitled

A bill to authorize the township of Hillman in Montmorency county, Michigan, to borrow money to be used in paying the outstanding indebtedness of said township, and issue bonds therefor,

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Berry, previous notice having been given and leave being granted, introduced

Senate bill No. 251, entitled

A bill to legalize certain public improvement bonds of the township of Kalkaska, in the county of Kalkaska.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Milnes, previous notice having been given and leave being granted, introduced

Senate bill No. 252, entitled

A bill to amend sections 4 and 9 of act No. 140 of the session laws of 1855, entitled "An act to authorize the consolidation of the Detroit & Roulin and Oakland & Ottawa Railroad Companies, so as to form a continuous line from Detroit to Lake Michigan, under the name of the Detroit & Milwaukee Railway Company.

The bill was read a first and second time by its title and referred to the committee on railroads.

Mr. Milnes, previous notice having been given and leave being granted, introduced

Senate bill No. 253, entitled

A bill to amend section 5 of act number 190 of the public acts, to provide for a tax upon dogs and to create a fund for the payment of certain damages for sheep killed or wounded by them in certain cases.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Barringer, previous notice having been given and leave being granted, introduced

Senate bill No. 254 entitled

A bill to provide for building bridges situated partly in more than one township, or in one township or more than one township and partly in a city or incorporated village, when any such township, city or village shall be unwilling to join or contribute to the building thereof.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Taylor for

Mr. Fox, previous notice having been given and leave being granted, introduced

Senate bill No. 255, entitled

A bill further to preserve the purity of elections and guard against abuses of the election franchise by a registration of electors.

The bill was read a first and second time by its title, and

Pending its reference,

On motion of Mr. Taylor,

The bill was laid on the table.

Mr. Den Herder, previous notice having been given and leave being granted, introduced

Senate bill No. 256, entitled

A bill to amend act No. 144 of the session laws of 1883, entitled "An act to provide for the compulsory education of children in certain cases," approved June 5, 1883, by making 12 and 13 of said act to stand as sections 6 and 7 and to add a new section thereto to stand as section 8, relative to enforcing said act.

The bill was read a first and second time by its title and referred to the committee on education and public schools.

Mr. Tyler, previous notice having been given and leave being granted, introduced

Senate bill No. 257, entitled

A bill to establish a stone road in Bay county, and place the same under the control of the Stone Road Commissioners of Bay county.

The bill was read a first and second time by its title and referred to the committee on roads and bridges.

Mr. Holbrook, previous notice having been given and leave being granted, introduced

Senate bill No. 258, entitled

A bill to amend section 16 of title 6 of an act entitled "An act to revise the charter of the city of Lansing," approved March 16, 1875.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Holbrook, previous notice having been given and leave being granted, introduced

Senate bill No. 259, entitled

A bill to amend sections 5 and 6 of act No. 198 of the session laws of 1877, being an act entitled "An act to provide for a tax upon dogs, and to create a fund for the payment of certain damages for sheep killed or wounded by them in certain cases," approved May 23, 1877, as amended by act no 283 of the public acts of 1881, approved June 11, 1881, and to add four new sections thereto, to stand as sections 11, 12, 13 and 14.

The bill was read a first and second time by its title, and

On motion of Mr. Holbrook,



The bill was laid on the table.

Mr. Green, previous notice having been given and leave being granted, introduced

Senate bill No. 260, entitled

A bill to revise and consolidate the laws relative to the duties of the State Board of Education.

The bill was read a first and second time by its title and referred to the committees on judiciary and normal school.

Mr. Green, previous notice having been given and leave being granted, introduced

Senate bill No. 261, entitled

A bill to authorize the Alma Burial Ground Association to convey the real estate held by them to the village of Alma.

The bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Green,

The bill was laid on the table.

Mr. Nagel, previous notice having been given and leave being granted, introduced

Senate bill No. 262, entitled

A bill to amend section 11 of an act entitled "An act relative to free schools in the city of Detroit," approved Feb. 24, 1869, as amended acts amendatory thereof.

The bill was read a first and second time by its title and referred to the committee on education and public schools.

Mr. Nagel, previous notice having been given and leave being granted, introduced

Senate bill No. 263, entitled

A bill to provide for the participation by the State of Michigan in the celebration of the centennial anniversary of the inauguration of George Washington, first president of the United States.

The bill was read a first and second time by its title and referred to the committee on finance and appropriations.

Mr. Nagel, previous notice having been given and leave being granted, introduced

Senate bill No. 264, entitled

A bill to provide for the incorporation of provident associations, for warehousemen, travelers and clerks.

The bill was read a first and second time by its title and referred to the committee on banks and incorporations.

Mr. Nagel, previous notice having been given and leave being granted, introduced

Senate bill No. 265, entitled

A bill to provide for the incorporation of mutual provident associations, of warehousemen, travelers and clerks.

The bill was read a first and second time by its title and referred to the committee on banks and incorporations.

Mr. Nagel, previous notice having been given and leave being granted, introduced

Senate bill No. 266, entitled

A bill to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith,

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Ranney, previous notice having been given and leave being granted, introduced

Senate bill No. 267, entitled

A bill to amend chapter 6 of act No. 337 of the local acts of 1883, entitled "An act to incorporate the city of Kalamazoo," and to repeal an act entitled "An act to re-incorporate the village of Kalamazoo and to repeal of inconsistent acts and parts of acts," approved March 15, 1861, as amended by the several acts amendatory thereof, approved June 8, 1883, as amended by the several acts amendatory thereof, approved April 27, 1887, by adding 4 new sections to said chapter to stand as sections 6, 7, 8, and 9 thereof, and to amend section 11 of the 11th subdivision of section 24 of chapter 17 of said act; and to amend section 5 of chapter 18 of said act; and to amend section 10 of chapter 22 of said act; and to amend sections 1, 2, 3, 4, 5, 6 and 7 of chapter 23 of said act to add four new sections thereto to stand as sections 8, 9, 10 and 11 thereof.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate bill No. 268, entitled

A bill to incorporate the public schools of the village of Houghton, in the township of Portage, Houghton county, Michigan.

The bill was read a first and second time by its title and referred to the committee on education and public schools.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate bill No. 269, entitled

A bill to provide for the incorporation of Temples of Honor and Temperance.

The bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Dunstan,

The bill was laid on the table.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate bill No. 270, entitled

A bill to provide for the incorporation of the lodges of Ancient Order of Foresters.

The bill was read a first and second time by its title and

Pending its reference,

On motion of Mr. Dunstan,

The bill was laid on the table.

Mr. Dunstan, previous notice having been given and leave being granted introduced

Senate bill No. 271, entitled

A bill to repeal act No. 37 of the public acts of the State of Michigan of the year 1887, entitled "An act to amend section 1 of act No. 16 session laws, of 1882, being continuous section 4904a of Howell's annotated statutes, relative to renewing the incorporation of companies organized for mining and manufacturing purposes," approved March 19, 1887.

The bill was read a first and second time by its title and referred to the committee on banks and incorporations.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate bill No. 272, entitled

A bill to amend Act No. 276 of the public acts, 1887, entitled "An act to require security to be given on staying proceedings upon verdicts and judgments in the circuits courts of this State by adding a new section thereto to be known as section.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate bill No. 273, entitled

A bill to authorize any corporation organized under the laws of this State to sell its property, franchises, rights, and privileges to any other corporation organized under the laws of this State for the same corporate purposes.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Chapman, by request, previous notice having been given and leave being granted, introduced

Senate bill No. 274, entitled

A bill to amend section 7 of chapter 261 of compiled laws of 1871, being section 9554 of Howell's annotated statutes, relative to grand juries.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Gilmore, previous notice having been given and leave being granted, introduced

Senate bill No. 275, entitled

A bill to exempt the Commercial Telegraph Company from the provisions of act No. 168 of the public acts of 1881, approved May 26, 1881.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Gilmore, previous notice having been given and leave being granted, introduced

Senate bill No. 276, entitled

A bill to amend act No. 140 of the public acts of 1867, being an act entitled "An act to regulate express companies and their agents and individuals prosecuting the express business not incorporated by the State of Michigan," approved March 27, 1867, being compiler's section 3719 of Howell's annotated statutes.

The bill was read a first and second time by its title and referred to the committee on banks and incorporations.

Mr. Gilmore, previous notice having been given and leave being granted, introduced

Senate bill No. 277, entitled

A bill to amend section 6 of chapter 8 of Act No. 243 of the laws of 1881, being compiler's section 1393 of Howell's Annotated Statutes relative to highways and bridges.

The bill was read a first and second time by its title and referred to the committee on roads and bridges.

Mr. Gilmore, previous notice having been given and leave being granted, introduced

Senate bill No. 278, entitled

A bill to provide for the protection of laborers and persons furnishing materials for the construction and repairing of public buildings and public works in this State.

The bill was read a first and second time by its title, and referred to the committee on public improvements.

Mr. Gilmore, previous notice having been given and leave being granted, introduced

Senate bill No. 279, entitled

A bill to provide for the inspection of illuminating oils manufactured from petroleum or coal oils in other States and intended for use within this State.

The bill was read a first and second time by its title and

On motion of Mr. Gilmore,

Was laid on the table.

Mr. Gilmore, previous notice having been given and leave being granted, introduced

Senate bill No. 280, entitled

A bill to prohibit the hunting, pursuing or killing of rabbits by ferrets in the county of Lenawee, the State of Michigan.

The bill was read a first and second time by its title and tabled.

On motion of Mr. Gilmore,

The bill was laid on the table.

Mr. Wisner, previous notice having been given and leave being granted, introduced

Senate bill No. 281, entitled

A bill to prohibit the transportation of the dead bodies or bones of Chinese or Chinamen from the State of Michigan and provide a penalty therefor.

The bill was read a first and second time by its title and referred to the committee on institution for deaf and dumb.

Mr. Blackwell for

Mr. Fox, previous notice having been given, and leave being granted, introduced

Senate bill No. 282, entitled

A bill to amend section 12 of act No. 59 of the public acts of 1885, entitled "An act to protect fish, and preserve the fisheries of this State, approved March 21, 1865, being act No. 350 of session laws of 1865 by adding two new sections to be designated as sections 12 and section 13.

The bill was read a first and second time by its title and referred to the committee on fisheries.

Mr. Wisner, previous notice having been given and leave being granted, introduced

Senate bill No. 283, entitled

A bill to provide for an additional circuit judge in the judicial circuit in which the county of Saginaw is or may be situated, being now the 10th judicial circuit.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Holbrook, previous notice having been given and leave being granted, introduced

Senate joint resolution No. 18, entitled

Joint resolution proposing an amendment to section 1 of article 7, of the constitution of the State of Michigan relative to the qualification of electors.

The joint resolution was read a first and second time by its title and referred to the committee on constitutional amendments.

Mr. Taylor, previous notice having been given and leave being granted, introduced

Senate joint resolution No. 19, entitled

Joint resolution to amend section 18 of article 4 of the constitution of the State of Michigan, relative to members of the Legislature receiving civil appointments.

The joint resolution was read a first and second time by its title and referred to the committee on constitutional amendments.

Mr. Holbrook, previous notice having been given and leave being granted, introduced

Senate joint resolution No. 20, entitled

Joint resolution instructing the State Librarian to purchase certain historical works for the State Library, and to provide for the payment of the same.

The joint resolution was read a first and second time by its title and referred to the committee on finance and appropriations.

### THIRD READING OF BILLS.

House bill No. 33 (file No. 6), entitled

A bill to amend section 6 of act No. 70 of the public acts of 1885, entitled "An act to establish and regulate a mining school in the Upper Peninsula," approved May 1, 1885.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Leavitt,	Mr. Taylor,
Berry,	Gilmore,	McCormick,	Tyler,
Blackwell,	Gorman,	Nagel,	Wisner,
Chapman,	Green,	Palmer,	President,
Den Herder,	Griffey,	Ranney,	<i>pro tem.</i>
Dunstan,	Gurney,		21

### NAYS.

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Title agreed to.

On motion of Mr. Dunstan,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 84 (file No. 21), entitled

A bill to amend section 5273 of the compiled laws of 1871, being section 6838 of Howell's annotated statutes, relative to the filing of a bond by the plaintiff on commencement of suit in attachment in justice's court and the condition thereof.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows.

## YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Holbrook,	Mr. Ranney,
Barringer,	Gilmore,	Leavitt,	Taylor,
Berry,	Gorman,	McCormick,	Wisner,
Chapman,	Griffey,	Nagel,	President,
Den Herder,	Gurney,	Palmer,	<i>pro tem.</i> ,
Dunstan,			20

## NAYS.

0

Title agreed to.

Senate bill No. 79 (file No. 22), entitled

A bill to repeal act No. 157 of the public acts of 1887, entitled "An act to amend section 1 of act number 43 of the laws of 1873, the same being compiler's section 9188 of Howell's annotated statutes relative to the fraudulent removal or embezzlement of property leased or under contract of purchase, and to repeal section 2 of said act, the same being compiler's section 9189 of Howell's annotated statutes."

Pending third reading.

On motion of Mr. Palmer,

The bill was laid on the table.

Senate bill No. 62, file No. 23, entitled

A bill providing for the appointment, defining the duties, and fixing the compensation of a stenographer for the first judicial district of the State of Michigan.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

## YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Gurney,	Mr. Ranney,
Barringer,	Galbraith,	Holbrook,	Taylor,
Berry,	Gilmore,	Leavitt,	Tyler,
Blackwell,	Gorman,	McCormick,	Wisner,
Chapman,	Green,	Nagel,	President
Den Herder,	Griffey,	Palmer,	<i>pro tem.</i> , 23

## NAYS.

0

Title agreed to.

On motion of Mr. Gilmore,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 203, entitled

A bill to amend section 17 of act No. 427 of the local acts of 1881 approved June 8, 1881, entitled "An act to amend section 17 of chapter 10, of an act entitled 'an act to incorporate the city of Ishpeming in the county of Marquette,' approved April 10, 1873, and to add a new chapter thereto to stand as chapter 13 of said act," said section 17 now standing as section 17 of chapter 10 of said act to incorporate the city of Ishpeming, in the county of Marquette,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Gurney,	Mr. Ranney,
Barringer,	Galbraith,	Holbrook,	Taylor,
Berry,	Gilmore,	Leavitt,	Tyler,
Blackwell,	Gorman,	McCormick,	Wisner,
Chapman,	Green,	Nagel,	President
Den Herder,	Griffey,	Palmer,	<i>pro tem.</i> , 23

## NAYS.

0

Title agreed to.

On motion of Mr. Griffey,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 89 (file No. 37), entitled

A bill to amend section 7137 of the compiled laws of 1871, being compiler's section 8698 of Howell's annotated statutes of the State of Michigan, relative to limitation of actions relating to real property.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Gurney,	Mr. Ranney,
Barringer,	Galbraith,	Holbrook,	Taylor,
Berry,	Gilmore,	Leavitt,	Tyler,
Blackwell,	Gorman,	McCormick,	Wisner,
Chapman,	Green,	Nagel,	President
Den Herder,	Griffey,	Palmer,	<i>pro tem.</i> , 23

## NAYS.

0

Title agreed to.

Senate bill No. 7 (file No. 25), entitled

A bill to legalize certain bridge bonds issued by the county of Bay.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Gurney,	Mr. Ranney,
Barringer,	Galbraith,	Holbrook,	Taylor,
Berry,	Gilmore,	Leavitt,	Tyler,
Blackwell,	Gorman,	McCormick,	Wisner,
Chapman,	Green,	Nagel,	President
Den Herder,	Griffey,	Palmer,	<i>pro tem.</i> 23

## NAYS.

0

On motion of Mr. Wisner,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 37 (file No. 26), entitled

A bill to amend sections 1, 4, 10 and 25, of chapter 83, of the compiled laws of 1871, as amended by act No. 52 of the session laws of 1872, approved March 29th, 1872, being compiler's sections 3752, 3755, 3761, 3775, of Howell's annotated statutes, relative to the formation of corporations for the purpose of engaging in commerce or navigation,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Holbrook,	Mr. Taylor,
Barringer,	Galbraith,	Leavitt,	Tyler,
Berry,	Gilmore,	McCormick,	Wisner,
Blackwell,	Gorman,	Nagle,	President
Chapman,	Griffey,	Palmer,	<i>pro tem.</i>
Den Herder,	Gurney,	Ranney,	22

#### NAYS.

0

Title agreed to.

On motion of Mr. Chapman,

The Senate took a recess until 7: 30 o'clock this evening.

#### AFTER RECESS

7:30 o'clock P. M.

The Senate met and was called to order by the President *pro tem.*

A quorum present.

#### PRESENTATION OF PETITIONS.

No. 183. By Mr. Berry: Petition of 30 residents of Montmorency county to detach certain territory from the present townships of Briley and Montmorency, in Montmorency county, and to organize the same into a separate township.

Referred to the committee on counties and townships.

#### REPORTS OF STANDING COMMITTEES.

By the committee on counties and townships:

The committee on counties and townships to whom was referred

House bill No. 305, entitled

A bill to organize the township of Harrison in Schoolcraft county.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and



that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

J. DEN HERDER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Den Herder,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Blackwell

The bill was then laid on the table.

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:  
HOUSE OF REPRESENTATIVES,  
Lansing, Feb. 19, 1889. }

*To the President of the Senate :*

SIR,—I am instructed by the House to transmit the following concurrent resolution:

WHEREAS, An interstate convention, to investigate the alleged beef and pork combine, has been called to meet in St. Louis, Mo., on March 12, next, and

WHEREAS, The various Middle and Western States have been invited to participate in said convention and to send delegations to it composed of three Senators and five Representatives from their State Legislatures—Ohio, Indiana, Illinois, Wisconsin, Kansas, Nebraska, Missouri, Minnesota and other States having taken action in the matter; therefore be it

*Resolved* (the Senate concurring), That the State of Michigan is deeply interested in the investigation, and that a joint committee to be composed of three Senators and five Representatives be appointed by the presiding officers of the respective legislative bodies, to represent Michigan in the said convention, and further be it

*Resolved*, That the delegates so appointed to attend the said convention shall be allowed a sum of not more than fifty dollars each for the payment of their expenses, and the same shall be paid out of the general fund of the State treasury as an incidental expense of the Legislature.

Which has passed the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,

On motion of Mr. Chapman,

The resolution was referred to the committee on agricultural interests.

#### NOTICES.

Mr. Griffey gave notice that on some future day he would ask leave to introduce

A bill to revise and amend "An act to incorporate the city of Negaunee, in Marquette county," approved April 11, 1873, and to add several new sections thereto, being act No. 240 of the session laws of 1873.

Mr. Colgrove gave notice that on some future day he would ask leave to introduce

A bill to amend the charter of the city of Charlotte.

Mr. Colgrove gave notice that on some future day he would ask leave to introduce

A bill to amend sections 4, 5, 8 and 14 of chapter 2; sections 4 and 7 of chapter 3; section 3 of chapter 4; section 4 of chapter 11 of act No. 243 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement and maintenance of highways and private roads, and the building, repairing and preservation of bridges within this State," approved June 8, 1881, and to add a new section to chapter 12 thereof, to stand as section 15, and to repeal act No. 200 of the session laws of 1887, and all acts and parts of acts inconsistent herewith.

Mr. Colgrove gave notice that on some future day he would ask leave to introduce

A bill requiring an inspection of all neat cattle intended for slaughter and sale as human food within the cities and villages of this State having a live stock inspector, and providing for the appointment of inspectors, prescribing their duties and providing penalties for a violation of such act.

Mr. Colgrove gave notice that on some future day he would ask leave to introduce

A bill relative to the Industrial Home for discharged prisoners, and the making of appropriations therefor.

Mr. Giddings gave notice that on some future day he would ask leave to introduce

A bill to establish a State Normal School in Northern Michigan, and to make an appropriation therefor.

Mr. Berry gave notice that on some future day he would ask leave to introduce

A bill to detach certain territory from the present townships of Briley and Montmorency, in Montmorency county, and to organize the same into a separate township to be known as the township of Lake.

Mr. Blackwell gave notice that on some future day he would ask leave to introduce

A bill to incorporate the city of Harbor Springs, and to repeal act 305 of the session laws of 1881, approved March 10, A. D., 1881.

#### MOTIONS AND RESOLUTIONS.

Mr. Gorman moved to take from the table

House bill No. 367, entitled

A bill to repeal act No. 470, of the session laws of 1887, entitled "An act to authorize the village of St. Johns to borrow money for the erection and maintenance of water-works," approved May 19, 1887,

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Babcock,  
Barringer,  
Berry,

Mr. Den Herder,  
Dunstan,  
Galbraith,

Mr. Gurney,  
Holbrook,  
Leavitt,

Mr. Ranney,  
Taylor,  
Toan,

Mr. Blackwell,  
Chapman,  
Colgrove,

Mr. Gilmore,  
Gorman,  
Griffey,

Mr. McCormick,  
Nagel,  
Palmer,

Mr. Wisner,  
President  
*pro tem.*,  
23

NAYS.

0

Title agreed to.

On motion of Mr. Toan,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Gilmore moved to take from the table

Senate bill No. 63 (file No. 15), entitled

A bill to provide for the incorporation of trust, deposit and security companies, and to repeal act 58 of the session laws of 1871, approved March 29, 1871, entitled "An act to provide for the incorporation of trust, deposit and security companies," being chapter 88 of Howell's annotated statutes, also to repeal act No. 123 of session laws of 1883, approved May 25, 1883, entitled "An act to amend section 9 of act 58 of the session laws of 1871," approved March 29, 1871, being compiler's section 2290 relative to the corporate rights of trust, deposit and security companies,

Which motion prevailed.

On motion of Mr. Gilmore

The bill was ordered referred to the committee of the whole, and placed on the general order.

#### INTRODUCTION OF BILLS.

Mr. Gorman, previous notice having been given and leave being granted, introduced

Senate bill No. 284, entitled

A bill to repeal an act entitled "An act to provide for the appointment of a game and fish warden, and to prescribe his powers and duties," being act No. 28 of the public acts of 1887.

The bill was read a first and second time by its title and referred to the committee on fisheries.

Mr. Gilmore, previous notice having been given and leave being granted, introduced

Senate bill No. 285, entitled

A bill to provide for the purchase and distribution of a supplement to the work entitled "The General Statutes of the State of Michigan" in force.

The bill was read a first and second time by its title and referred to the committee on supplies and expenses.

Mr. Ranney, for Mr. Milnes, previous notice not having been given, by unanimous consent, introduced

Senate bill No. 286, entitled

A bill to repeal an act of the territorial Legislature, entitled "An act to incorporate the Detroit and Pontiac Railroad Company, and to repeal act No. 140 of session laws of 1885, entitled an act to authorize the consolidation of the Detroit and Pontiac and the Oakland and Ottawa Railroad Companies, so as to form a continuous line from Detroit under the name of the Detroit and Milwaukee railway company, approved March 7, 1834, approved February 13, 1855."

The bill was read a first and second time by its title and referred to the committee on railroads.

Mr. Ranney for Mr. Milnes, previous notice having been given and leave being granted, introduced

Senate bill No. 287, entitled

A bill to amend and revise the charter of the city of Coldwater, Branch county.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Leavitt, previous notice having been given and leave being granted, introduced

Senate bill No. 288, entitled

A bill to incorporate the city of Traverse City, in the county of Grand Traverse, and to repeal act number 348 of the session laws of 1881, entitled "An act to incorporate the village of Traverse City within the township of Traverse, county of Grand Traverse, and State of Michigan," approved April 9, 1881, and all acts amendatory thereof or supplementary thereto.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Leavitt, previous notice having been given and leave being granted, introduced

Senate bill No. 289, entitled

A bill to provide for laying out and improving a State road in the county of Grand Traverse with a branch thereto.

The bill was read a first and second time by its title and referred to the committee on roads and bridges.

Mr. Holbrook, previous notice having been given and leave being granted, introduced

Senate bill No. 290, entitled

A bill to amend section 1 of act No. 124, session laws of 1869, entitled "An act to revise and consolidate the protection of game, and for the better preservation of elk, deer, birds and wild fowl," approved April 3, 1869, and all subsequent amendments of said section, the same being section 2298 of Howell's annotated statutes as amended by act No. 256 of public acts of 1887.

The bill was read a first and second time by its title and,

On motion of Mr. Holbrook,

The bill was laid on the table.

Mr. Holbrook, previous notice having been given and leave being granted, introduced

Senate bill No. 291, entitled

A bill to amend section 7 of chapter 255 of Howell's annotated statutes, being annotator's section 7234 relative to general provisions concerning courts and the powers and duties of certain judicial officers.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Blackwell, previous notice having been given and leave granted, introduced

Senate bill No. 292, entitled

A bill to lay out, establish and provide for the construction of the Bay de Noc and Lake Superior State road.

The bill was read a first and second time by its title and

On motion of Mr. Blackwell,

The bill was laid on the table.

Mr. Leavitt, previous notice having been given and leave being granted, introduced

Senate bill No. 293, entitled

A bill appropriating certain non-resident highway taxes to aid in the improvement of a certain State road in the county of Grand Traverse and a branch thereto.

The bill was read a first and second time by its title and referred to the committee on roads and bridges.

Mr. Leavitt, previous notice having been given and leave being granted, introduced

Senate bill No. 294, entitled

A bill requiring the Auditor General to offer for sale State tax land in the county of Grand Traverse, at the October sale of 1889.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Leavitt, previous notice having been given and leave being granted, introduced

Senate bill No. 295, entitled

A bill to provide for the proper distribution of a certain portion of the funds derived from the sale of State swamp lands among the counties entitled thereto and to repeal all acts inconsistent with this act.

The bill was read a first and second time by its title and referred to the committee on public lands.

The Senate resumed the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Colgrove moved that the committee of the whole be discharged from the further consideration of

Senate bill No. 2 (file No. 19), entitled

A bill to provide punishment for the fraudulent removal, concealment or embezzlement of personal property under chattel mortgage.

Which motion prevailed.

On motion of Mr. Colgrove,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows.

#### YEAS.

Mr. Babcock,  
Barringer,  
Berry,  
Blackwell,  
Chapman,  
Colgrove,  
Den Herder,

Mr. Dunstan,  
Galbraith,  
Gilmore,  
Gorman,  
Green,  
Griffey,

Mr. Gurney,  
Holbrook,  
Leavitt,  
McCormick,  
Nagel,  
Palmer,

Mr. Ranney,  
Taylor,  
Toan,  
Wisner,  
President  
*pro tem.*

24

#### NAYS.

0

The question being on agreeing to the title,

Mr. Palmer moved to amend the title as follows:

By inserting after the word "concealment" the word "disposal,"

Which motion prevailed.

The title as amended was then agreed to.

Title agreed to.

On motion of Mr. Colgrove,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Colgrove moved that the committee of the whole be discharged from the further consideration of

Senate bill No. (file No. 17), entitled

A bill relative to the fraudulent removal, concealment, disposal or embezzlement of property leased or under contract of purchase.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Den Herder,	Mr. Griffey,	Mr. Ranney,
Barringer,	Dunstan,	Gurney,	Taylor,
Berry,	Galbraith,	Holbrook,	Toan,
Blackwell,	Gilmore,	McCormick,	Wisner,
Chapman,	Gorman,	Nagel,	President
Colgrove,	Green,	Palmer,	<i>pro tem.</i> 23

#### NAYS.

0

Title agreed to.

On motion of Mr. Colgrove.

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Colgrove moved to take from the table

Senate bill No. 79 (file No. 22), entitled

A bill to repeal act No. 157 of the public acts of 1887, entitled "An act to amend section 1 of act No. 43 of the laws of 1873, the same being compiler's section 9188 of Howell's annotated statutes relative to the fraudulent removal or embezzlement of property leased or under contract of purchase, and to repeal section 2 of said act, the same being compiler's section 9189 of Howell's annotated statutes,"

Which motion prevailed.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Den Herder,	Mr. Griffey,	Mr. Ranney,
Barringer,	Dunstan,	Gurney,	Taylor,
Berry,	Galbraith,	Holbrook,	Toan,
Blackwell,	Gilmore,	McCormick,	Wisner,
Chapman,	Gorman,	Nagel,	President
Colgrove,	Green,	Palmer,	<i>pro tem.</i> 23

#### NAYS.

0

Title agreed to.

On motion of Mr. Colgrove,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Blackwell moved to take from the table

House bill No. 305, entitled

A bill to detach certain territory from the township of Hiawatha in the county of Schoolcraft to organize the same into a new township of Harrison and to provide for the appointment of boards of registration and inspectors of election for said township of Harrison,

Which motion prevailed.

On motion of Mr. Blackwell,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Gurney,	Mr. Ranney,
Barringer,	Galbraith,	Holbrook,	Taylor,
Berry,	Gilmore,	Leavitt,	Toan,
Blackwell,	Gorman,	McCormick,	Wisner,
Chapman,	Green,	Nagle,	President
Colgrove,	Griffey,	Palmer,	<i>pro tem.</i> 20
Den Herder,			

#### NAYS.

0

Title agreed to.

On motion of Mr. Blackwell,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Gurney,

The Senate adjourned.

The President *pro tem.* announced that the Senate would stand adjourned until to-morrow morning at 10 o'clock.

*Lansing, February 20, 1889.*

The Senate met and was called to order by the President *pro tem.* at 10 o'clock A. M.

Roll called: a quorum present.

Absent without leave: Messrs. Gilmore, Grosfield, Harshaw, Milnes, Rentz, Toan and Tyler.

On motion of Mr. Gorman,

Indefinite leave of absence was granted to Mr. Tyler, on account of ill health.

On motion of Mr. Palmer,

Leave of absence was granted to all absentees for the day.

## PRESENTATION OF PETITIONS.

No. 184. By Mr. Ball: Resolutions adopted by the Michigan Short Horn Cattle Breeder's Association, relative to the inspection of neat cattle intended for consumption in this State.

On motion of Mr. Ball,

The resolutions were read at length, and spread at large on the Journal, as follows:

Resolutions adopted by the above named association at its annual meeting, December 22, 1888:

*Resolved*, That this association recommends the enactment by the next Legislature of a law providing for the inspection, alive and on foot at the place of slaughter, of all neat cattle intended for consumption as human food, within cities and villages in Michigan of more than 3,000 inhabitants.

*Resolved*, That this association recommend the enactment of a law making it compulsory on the part of managers of our State institutions to purchase the meat supply therefor from the product of animals fattened and slaughtered within the State.

*Resolved*, That this association is of the opinion that the agricultural department of the State Agricultural College is at a disadvantage in carrying on the work assigned to it, owing to lack of a proper building, and that it asks the Legislature of the State at its next session to appropriate the sum of at least \$8,000 for the erection of such a building, thus placing it more on an equality with the other departments of the college.

Referred to the committee on Agricultural College.

No. 185. By Mr. Chapman: Proceedings of Hillsdale county agricultural society, relative to a proposed appropriation to agricultural societies.

On motion of Mr Chapman,

The proceedings were read at length, and spread at large on the Journal, as follows:

The finance committee reported as follows:

*To Hillsdale County Agricultural Society:*

Your committee, to whom was referred the resolution adopted by the executive committee of the State Agricultural Society asking the State legislature to make an appropriation by which each agricultural society would receive 20 per cent. of the amount of its premium list from the State treasury, would report:

First, That we do not consider it consistent with an economical management of State affairs that such an appropriation should be made.

Second, That we do not consider it for the best interests of the agricultural societies of the State of Michigan that such an appropriation should be made, as we believe such societies should be self-sustaining to be prosperous.

Third, We recommend that our secretary be instructed to inform our representatives in the legislature that these are our views, and ask them to oppose such legislation.

C. F. COOK.  
MORRIS LAMB.  
H. T. CARR.  
H. H. DRESSER.

Adopted.

Referred to the committee on agricultural interests.



No. 186. By Mr. Galbraith: Petition of Wm. Saturlee, H. L. Daniels, M. K. Taber and 13 others relative to artesian wells.

Referred to the committee on State affairs.

#### INTRODUCTION OF BILLS.

Mr. Chapman (for Milnes), previous notice having been given and leave being granted, introduced

Senate bill No. 296, entitled

A bill to regulate the catching and killing of fur bearing animals.

The bill was read a first and second time by its title, and referred to the committee on fisheries.

Mr. Chapman (for Milnes), previous notice having been given and leave being granted, introduced

Senate bill No. 297, entitled

A bill to repeal act No. 113 of the session laws of 1846, entitled "An act to authorize the sale of the Southern railroad and to incorporate the Michigan Southern Railroad Co.," and all acts amendatory thereto, and act No. 138 of the session laws of 1855, entitled "An act to authorize the Michigan Southern Railroad Co. to consolidate with the Northern Indiana R. R. Co.," and all acts amendatory thereto.

The bill was read a first and second time by its title and referred to the committee on railroads.

Mr. Chapman, previous notice having been given and leave being granted, introduced

Senate bill No. 298, entitled

A bill to provide for the preservation of the monuments of the survey of the boundary line between Michigan and Ohio, and between Michigan and Indiana.

The bill was read a first and second time by its title, and

On motion of Mr. Chapman,

The bill was laid on the table.

Mr. Chapman, previous notice having been given and leave being granted, introduced

Senate bill No. 299, entitled

A bill relative to suits for damages in case of injury or death, and to repeal all acts and parts of acts in anywise contravening the provisions of this act.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Chapman, previous notice having been given, and leave being granted, introduced

Senate bill No. 300, entitled

A bill to facilitate the discovery and apprehension of persons guilty of criminal offenses.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Chapman, previous notice having been given, and leave being granted, introduced

Senate bill No. 301, entitled

A bill to amend act No. 153 of the public acts of 1885, entitled "An act to provide for the assessment of property and the levy and collection of taxes thereon," approved June 9, 1885,

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Griffey, previous notice having been given, and leave being granted, introduced

Senate bill No. 302, entitled

A bill to revise and amend "An act to incorporate the city of Negaunee in Marquette county," and to add several new sections thereto, being act No. 240 of the session laws of 1873,

She bill was read a first and second time by its title, and

On motion of Mr. Griffey,

The bill was laid on the table.

Mr. Colgrove, previous notice having been given and leave being granted, introduced

Senate bill No. 303, entitled

A bill relative to the Industrial Home for discharged prisoners, and the making of appropriations therefor.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Colgrove, previous notice having been given and leave being granted, introduced

Senate bill No. 304, entitled

A bill to amend sections 4, 5, 8 and 14 of chapter 2; sections 4 and 7 of chapter 3; section 3 of chapter 4; section 4 of chapter 11 of act No. 243 of the session laws of 1881; entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement and maintenance of highways and private roads, and the building, repairing and preservation of bridges within this State," approved June 8, 1881, and to add a new section to chapter 12 thereof, to stand as section 15, and to repeal act No. 200 of the session laws of 1887, and all acts and parts of acts inconsistent herewith.

The bill was read a first and second time by its title and referred to the committees on roads and bridges and judiciary.

Mr. Colgrove, previous notice having been given and leave being granted, introduced

Senate bill No. 305, entitled

A bill to amend the charter of the city of Charlotte.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Colgrove, previous notice having been given, and being granted, introduced

Senate bill No. 306, entitled

A bill to amend sections 2 and 3 of act No. 68 of the laws of 1869, entitled "An act to prevent the careless use of firearms," being compiler's sections 9111 and 9112 of Howell's annotated statutes of the State of Michigan.

The bill was read a first and second time by its title and referred to the committee on public health.

Mr. Colgrove, by request, previous notice having been given and leave being granted, introduced

Senate bill No. 307, entitled

A bill requiring an inspection of all neat cattle intended for slaughter and sale as human food within the cities and villages of this State, having a live stock inspector providing for the appointment of inspectors, prescribing their duties and providing penalties for a violation of said act.

The bill was read a first and second time by its title and referred to the committee on agricultural interests, public health and judiciary.

Mr. Colgrove, previous notice having been given and leave being granted, introduced

Senate bill, No. 308, entitled

A bill to amend sections 2 and 4 of chapter 275 of Howell's annotated statutes relative to proceedings against debtors by attachments, being compiler's sections 7987 and 7989.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Wesselius, previous notice having been given and leave being granted, introduced

Senate bill No. 309, entitled

A bill to preserve the purity of elections and to prevent abuses of the elective franchise by prescribing the manner and means of conducting elections, general and special.

The bill was read a first and second time by its title and referred to the committee on elections.

Mr. Wesselius, previous notice having been given and leave being granted, introduced

Senate bill No. 310, entitled

A bill to provide for the distribution of the estates of insolvent debtors, being a general insolvent law.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Wesselius, previous notice having been given and leave being granted, introduced

Senate bill No. 311, entitled

A bill to amend section 1 of act No. 124, session laws of 1869, entitled "An act to revise, and consolidate the several acts relating to the protection of game, and for the better preservation of elk, deer, birds and wild fowl," approved April 3, 1869, and all subsequent amendments of said section, the same being section 2198, Howell's annotated statutes, as amended by act No. 256, of the session laws of 1887.

The bill was read a first and second time by its title and referred to the committee on fisheries.

Mr. Wesselius, previous notice having been given and leave being granted, introduced

Senate bill No. 312, entitled

A bill to determine the jurisdiction of the superior court of Grand Rapids, to provide for the removal of cases therefrom and to amend sections 13 and 19 of an act entitled "An act to provide for a municipal court in the city of Grand Rapids, to be called the superior court of Grand Rapids," approved May 19, 1877, being act No. 147 of the session laws of 1875, as amended by act No. 113 of the public acts of the session of 1881, being sections 6576 and 6582, Howell's statutes (so called) of the State of Michigan.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Wesselius, previous notice having been given, and leave being granted, introduced

Senate bill No. 313, entitled

A bill to amend section 1, of an act to establish, protect and enforce the rights of mechanics and other persons, furnishing labor or materials for the erection, altering and repairing or ornamenting buildings, machinery, wharves and all other structures and to repeal act 258 of the session laws of 1879 and all acts amendatory thereof, relating to mechanic lien, the act hereby amended being act No. 270, of the session laws of 1887.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Wesselius, previous notice having been given, and leave being granted, introduced

Senate bill No. 314, entitled

A bill to amend section 11 of chapter 284 of the general statutes of the State of Michigan, as compiled by Andrew Howell, being section 6194 of said statute, relative to the filing of chattle mortgages.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Wesselius, previous notice having been given and leave being granted, introduced

Senate bill No. 315, entitled

A bill to give jurisdiction to the supreme court in certain cases.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Wesselius previous notice having been given and leave being granted, introduced

Senate bill No. 316, entitled

A bill to provide for the organization of loan and trust companies, for their supervision and for the administration of their affairs.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Wesselius, previous notice having been given and leave being granted, introduced

Senate bill No. 317, entitled.

A bill to establish the superior court of Grand Rapids and to provide for the transfer of the records of said court to the circuit court for the county of Kent.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Wesselius, previous notice having been given, and leave being granted, introduced

Senate bill No. 318, entitled

A bill in relation to the condemnation of private property for public use.

The bill was read a first and second time by its title and referred to the committee on judiciary.

The Senate took up the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Blackwell moved that a respectful message be sent to the House, requesting the return to the Senate of

House bill No. 305, entitled

A bill to detach certain territory from the township of Hiawatha in the county of Schoolcraft, to organize the same into a new township of Harrison

and to provide for the appointment of boards of registration and inspectors of election for said township of Harrison,

Which motion prevailed.

By the committee on constitutional amendments:

The committee on constitutional amendments, to whom was referred Senate joint resolution No. 11, entitled

Joint resolution proposing the repeal of section 10 of article 15 of the constitution of this State relative to the duration of corporations,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

Joint resolution proposing an amendment to section 10 of article 15 of the constitution of this State relative to the duration of corporations,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

S. WESSELIUS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Dunstan,

The Senate concurred in the adoption of the substitute reported for the joint resolution by the committee.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

On motion of Mr. Dunstan,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the joint resolution was placed on its immediate passage.

The joint resolution was then read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barringer,	Mr. Fox,	Mr. Gurney,	Mr. Taylor,
Berry,	Galbraith,	Holbrook,	Toan,
Blackwell,	Giddings,	Leavitt,	Wesselius,
Colgrove,	Gorman,	McCormick,	Wisner,
Den Herder,	Green,	Palmer,	President
Dunstan,	Griffey,	Ranney,	<i>pro tem.</i>

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#### NAYS.

Title agreed to.

• On motion of Mr. Dunstan,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

The following is the joint resolution:

JOINT RESOLUTION proposing an amendment to section ten (10) of article fifteen (15) of the constitution of this State, relative to the duration of corporations.

*Resolved by the Senate and House of Representatives of the State of Michigan,* That there shall be submitted to the electors of this State for their approval or rejection, the following amendment to section ten (10) of article fifteen (15) of the constitution of this State.

**SECTION 10.** No corporation, except for municipal purposes, or for the construction of railroads, plank roads and canals, shall be created for a longer term than thirty years; but the Legislature may, by a vote of two-thirds of the members elected to each house, authorize the re-organization of any corporation created under the laws of this State, previous to the termination of its corporate existence or the renewal of its original incorporation for a further period not exceeding thirty years, and by a similar vote the Legislature may authorize the stockholders of any corporation whose life has expired by limitation, by a nine-tenths vote of such stockholders, to re-organize such corporation, and to continue its existence for a further period, not exceeding thirty years.

*Be it further resolved,* That said constitutional amendment shall be submitted to the electors of the State, at the next spring election to take place on the first Monday in April, A. D. 1889, and the Secretary of State is hereby required to give notice of the same to the sheriffs of the several counties of this State of at least 20 days prior to said election, and the said sheriffs are required to give the several notices required by law, and the several townships and cities in this State shall prepare suitable boxes for the reception of the ballots cast for or against said proposition. Each person voting for said proposition shall have written or printed or partly written and partly printed on his ballot the words, "Amendment to the constitution amending section 10 of article 15 relative to the duration of corporations, Yes," and each person voting against said proposition shall have written or printed or partly written and partly printed on his ballot the words, "Amendment to the constitution amending section 10 of article 15 relative to the duration of corporations, No." The ballots shall in all respects be canvassed and returns made, as in the election of Justices of the Supreme Court and Regents of the University.

Mr. Toan, previous notice having been given and leave being granted, introduced

Senate bill No. 319, entitled

A bill to amend subdivision 5 of section 2 of act No. 232 of the public acts of 1885, entitled "An act to revise the laws providing for the incorporation of all manufacturing companies except such as are contemplated by act No. 42 of the session laws of 1867, which provides for the incorporation of persons or corporations engaged in the manufacture of salt, and mercantile companies, or any union of the two, and to fix the duties and liabilities of such corporations," approved June 30, 1885.

The bill was read a first and second time by its title and referred to the committee on banks, incorporations and saline interests.

Mr. Toan, previous notice having been given and leave being granted, introduced

Senate bill No. 320, entitled

A bill to organize and establish a school district in the township of Lyons, in the county of Ionia and State of Michigan, to be known as school district No. 3, in said township.

The bill was read a first and second time by its title and referred to the committee on education and public schools.

Mr. Babcock, previous notice having been given and leave being granted, introduced

Senate bill No. 321, entitled

A bill to control and regulate associations, arrangements, combinations, agreements, pools and trusts in the State of Michigan.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. McCormick, previous notice having been given and leave being granted, introduced

Senate bill No. 322, entitled

A bill to preserve the purity of elections and guard against abuses of the elective franchise.

The bill was read a first and second time by its title and referred to the committee on elections.

Mr. Barringer, previous notice having been given and leave being granted, introduced

Senate bill No. 323, entitled

A bill to amend section 1, act No. 137 of the statute laws of 1867, entitled "An act in relation to commercial paper," approved March 27, 1867, being compiler's section 1586, Howell's statutes.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Nagel, previous notice having been given and leave being granted, introduced

Senate bill No. 324, entitled

A bill to provide for the relief outside of the Soldiers' Home of honorably discharged indigent Union soldiers, sailors and marines, and the indigent widows and minor children of such indigent or deceased union soldiers, sailors and marines.

The bill was read a first and second time by its title and referred to the committee on Soldiers' Home.

Mr. Nagel, previous notice having been given and leave being granted, introduced

Senate bill No. 325, entitled

A bill respecting the appointment and employment of honorably discharged soldiers, sailors and marines in the public service of the State of Michigan and in counties, cities, towns and villages thereof.

The bill was read a first and second time by its title and referred to the committee on Soldiers' Home.

Mr. Nagel, previous notice having been given and leave being granted, introduced

Senate bill No. 326, entitled

A bill to provide for the joint erection of soldiers' monumental buildings by townships, incorporated villages and cities, and to permit the same to unite with any Grand Army Post in the erection of such buildings.

The bill was read a first and second time by its title and referred to the committee on Soldiers' Home.

Mr. Nagel, previous notice having been given and leave being granted, introduced

Senate bill No. 327, entitled

A bill to amend sections 3 and 7 of the public acts of 1883, entitled "An act to incorporate the Grand Army of the Republic, department of Michigan, and subordinate posts of the Grand Army of the Republic," approved April 21, 1883, as amended by acts number 155 of the public acts of 1887, approved June 7, 1887.

The bill was read a first and second time by its title and referred to the committee on military affairs.

Mr. Nagel, previous notice having been given and leave being granted, introduced

Senate bill No. 328, entitled

A bill to authorize the leasing of public buildings and parts thereof in this State to Grand Army Posts at a nominal rental.

The bill was read a first and second time by its title and referred to the committee on military affairs.

Mr. Nagel, previous notice having been given and leave being granted, introduced

Senate bill No. 329, entitled

A bill providing for a new registration of electors in the townships of the county of Wayne.

The bill was read a first and second time by its title and referred to the committee on elections.

Mr. Nagel, previous notice having been given and leave being granted, introduced

Senate bill No. 330, entitled

A bill to repeal certain provisions of law relating to registration of electors in the county of Wayne, and in the city of Detroit.

The bill was read a first and second time by its title and referred to the committee on elections.

Mr. Nagel, previous notice having been given and leave being granted, introduced

Senate bill No. 331, entitled

A bill to amend sections 17 and 89 of an act entitled "An act to provide for the appointment of a Commissioner of Railroads and to define his powers, duties, and fix his compensation," being sections 3301 and 3364 of Howell's annotated statutes.

The bill was read a first and second time by its title and referred to the committee on railroads.

Mr. Nagel, previous notice having been given and leave being granted, introduced

Senate bill No. 332, entitled

An act to provide for the incorporation of independent military companies.

The bill was read a first and second time by its title and referred to the committee on military affairs.

Mr. Nagel, previous notice having been given and leave being granted, introduced

Senate bill No. 333, entitled

A bill to amend sections 3, 5, 7, 8, 16, 19 and 23 of act, No. 125 of the session laws of 1883, entitled "An act to authorize cities and villages to take private property for the use or benefit of the public, and to repeal act No. 26 of session laws of 1882," as amended by an act, approved March 29, 1887.

The bill was read a first and second time by its title, and referred to the committees on cities and villages and judiciary.

Mr. Galbraith, previous notice having being given and leave being granted, introduced

Senate bill No. 334, entitled

A bill to amend act number 198 of the session laws of 1879, entitled "An



act to provide for the regulation and enforcement of assignments for the benefit of creditors," approved May 13, 1879.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Galbraith, previous notice having been given and leave being granted, introduced

Senate bill No. 335, entitled

A bill to amend section 12 of "An act to revise and consolidate the several acts relating to the support and maintenance of poor persons," approved April 5, 1869, being section 1766 of Howell's annotated statutes.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Galbraith, previous notice having been given and leave being granted, introduced

Senate bill No. 336, entitled

A bill to amend section 1, act 123, session laws of 1863, of public acts, approved March 17, 1863, the same being compiler's No. 9321, of chapter 323 of Howell's annotated statutes, relative to offenses against the public health.

The bill was read a first and second time by its title and referred to the committee on public health.

Mr. Galbraith, previous notice having been given and leave being granted, introduced

Senate bill No. 337, entitled

A bill to detach certain portions of the fourth ward in the city of Pontiac in this State, and to form another ward therefrom, to be known as the fifth ward of said city, and to provide officers for the said fifth ward, and for the salaries of said officers.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Galbraith, previous notice having been given and leave being granted, introduced

Senate bill No. 338, entitled

A bill to amend section 42, act 153, of session laws of 1885, of public acts, entitled "An act to provide for the assessment of property, and the levy and collection of taxes thereon."

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Galbraith, previous notice having been given and leave being granted, introduced

Senate bill No. 339, entitled

A bill to incorporate the high school of Pontiac, Oakland county.

The bill was read a first and second time by its name and

On motion of Mr. Galbraith

The bill was laid on the table.

Mr. Berry, previous notice having been given and leave being granted, introduced

Senate bill No. 340, entitled

A bill to detach certain territory from the present townships of Briley and Montmorency in Montmorency county, and to organize the same into a separate township to be known as the township of Lake in said county.

The bill was read a first and second time by its title and referred to the committee on counties and townships.

Mr. Giddings (for Mr. Gilmore), previous notice having been given and leave being granted, introduced

Senate bill No. 341, entitled

A bill to secure to women citizens, who are otherwise qualified, the right to vote in school, town, city and other municipal elections.

The bill was read a first and second time by its title and referred to the committee on elections.

Mr. Giddings, previous notice having been given and leave being granted, introduced

Senate bill No. 342, entitled

A bill to provide for the establishing of trunk line road districts and for the maintenance of trunk line highways within said districts.

The bill was read a first and second time by its title, and

On motion of Mr. Giddings,

The bill was laid on the table.

Mr. Giddings, previous notice having been given and leave being granted, introduced

Senate bill No. 343, entitled

A bill to amend act No. 260 of the public acts of 1881, approved June 10, 1881, being chapter 52 of Howell's annotated statutes, relative to the protection of children in certain cases as amended by act No. 193 of the public acts of 1887, approved June 18, 1887, by adding five sections thereto, to stand as sections 11, 12, 13, 14 and 15.

The bill was read a first and second time by its title and referred to the committee on education and public schools.

Mr. Giddings, previous notice having been given and leave being granted, introduced

Senate bill No. 344, entitled

A bill to enable elective State officers to define the duties and fix the compensative of employes in certain cases.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Giddings, previous notice having been given and leave being granted, introduced

Senate bill No. 345, entitled

A bill to establish a State normal school in northern Michigan and to make appropriation therefor.

The bill was read a first and second time by its title and referred to the committee on normal school.

Mr. Giddings, previous notice having been given and leave being granted, introduced

Senate bill No. 346, entitled

A bill to transform the State House of Correction and branch of the State Prison at Marquette into a prison of Infamy, and to provide for the incarceration of a certain class of criminals therein.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Palmer, previous notice having been given and leave being granted, introduced

Senate bill No. 347, entitled "A bill to amend section 1 of chapter 215, of the compiled laws of 1871," being compiler's section 8377 of Howell's annotated statutes of Michigan, relative to certain liens upon real property.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Palmer, previous notice having been given and leave being granted, introduced

House bill No. 348, entitled

A bill to amend section 2 of chapter 169 of the revised statutes of 1846 as amended by act No. 286 of the public acts of 1881, relative to the fees of justices of the peace in criminal cases, the same being section 7478 of the compiled laws of 1871, and section 9053 of Howell's annotated statutes.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Palmer, previous notice having been given and leave being granted, introduced

Senate bill No. 349, entitled

A bill making an appropriation for the current expenses of the Michigan Soldiers' Home for the year 1889 and 1890, and for the erection of a hospital and other buildings.

The bill was read a first and second time by its title and referred to the committee on Soldiers' Home.

Mr. Wesselius, previous notice having been given and leave being granted, introduced

Senate bill No. 350, entitled

A bill to amend section 1 of act No. 270 of the session laws of 1887, entitled "An act to establish, protect and enforce the rights of mechanics and other persons furnishing labor or materials for the erection, altering, repairing or ornamenting of buildings, machinery, wharves and all other structures, and to repeal act No. 258 of the session laws of 1879, and acts amendatory thereof, relating to mechanic liens.

The bill was read a first and second time by its title and referred to the committee on mechanical interests.

Mr. Blackwell, previous notice having been given and leave being granted, introduced

Senate bill No. 351, entitled

A bill to incorporate the city of Harbor Springs and to repeal act 305 of the session laws of 1881, approved March 10, A. D. 1881.

The bill was read a first and second time by its title, and referred to the committee on cities and villages.

Mr. Blackwell, previous notice having been given and leave being granted, introduced

Senate bill No. 352, entitled

A bill to organize the township of Stalwart in the county of Chippewa.

The bill was read a first and second time by its title and

On motion of Mr. Blackwell,

The bill was laid on the table.

Mr. Blackwell, previous notice having been given and leave being granted, introduced

Senate bill No. 353, entitled

A bill to amend section 96 of chapter 16 of the revised statutes of 1846, being section 742 of the compiled laws of 1871 and compilers section 775 of Howell's annotated statutes of 1882, relative to the compensation of townships.

The bill was read a first and second time by its title and

On motion of Mr. Blackwell,

The bill was laid on the table.

Mr. Blackwell, previous notice having been given and leave being granted, introduced

Senate bill No. 354, entitled.

A bill authorizing the township of Rock River, in the county of Alger, to expend \$3,000 to aid in constructing the bay De Noquette and Lake Superior road and to issue its bonus thereof.

The bill was read a first and second time by its title, and

On motion of Mr. Blackwell

The bill was laid on the table.

Mr. Blackwell, previous notice having been given and leave being granted, introduced

Senate bill No. 355, entitled

A bill to organize the township of Huron in the county of Chippewa.

The bill was read a first and second time by its title, and

On motion of Mr. Blackwell,

The bill was laid on the table.

Mr. Blackwell, previous notice having been given and leave being granted, introduced

Senate bill No. 356, entitled

A bill to repeal sections 9 to 45, inclusive, of act No. 168, laws of Michigan of 1857, an act entitled "An act to provide for the incorporation of villages by boards of supervisors," approved Feb. 17, 1857; also, sections 2, 3, 4, 5, 6, and 7 of act No. 121 of the laws of Michigan of 1863, approved March 17, 1863, being an act entitled "An act to amend sections 8, 19, 21, 22, 33, 42, and 43 of act No. 168 of the laws of Michigan," entitled "An act to provide for the incorporation of villages by boards of supervisors," approved February 17, 1857; also act No. 57 of the laws of Michigan of 1869, approved March 24, 1869, an act entitled "An act to amend section 15 of act No. 168 of the laws of Michigan of 1857," approved February 17, 1857, being an act entitled "An act to provide for the incorporation of villages by boards of supervisors"; also act No. 109 of the laws of Michigan of 1859, approved February 11, 1859, being an act entitled "An act to amend section 17 of act No. 118 of the laws of Michigan of 1857," approved Feb. 17, 1857, an act entitled "An act to provide for the incorporation of villages by boards of supervisors"; also act No. 31 of the public acts of 1879, approved April 4, 1879, entitled "An act to amend section 23 of act No. 168 of the laws of Michigan of 1857," approved Feb. 17, 1857, being "An act to provide for the incorporation of villages by boards of supervisors," the same being compilers' sections of Howell's annotated statutes No. 2991 to 3027, inclusive, being part of chapter 82 of Howell's annotated statutes of 1882, and to add a new section thereto to stand as section 9.

The bill was read a first and second time by its title and,

On motion of Mr. Blackwell,

The bill was laid on the table.

Mr. Blackwell, previous notice having been given and leave being granted, introduced

Senate bill No. 357, entitled

A bill to provide for examining and granting certificates to teachers of first and second grades in unincorporated graded public schools.

The bill was read a first and second time by its title and

On motion of Mr. Blackwell,

The bill was laid on the table.

Mr. Blackwell previous notice having been given and leave being granted, introduced

Senate bill No. 358, entitled

A bill to amend sections one and two of act No. 53, session laws of 1877, and to provide for holding teachers' institutes.

The bill was read a first and second time by its title and

On motion of Mr. Blackwell,

The bill was laid on the table.

Mr. Blackwell, previous notice having been given and leave being granted, introduced

Senate bill No. 359, entitled

A bill authorizing the township of AuTrain, in the county of Alger, to expend \$3,000 to aid in constructing the Bay de Noquette and Lake Superior railroad, and to issue its bonds therefor.

The bill was read a first and second time by its title, and

On motion of Mr. Blackwell,

The bill was laid on the table.

Mr. Blackwell, previous notice having been given and leave being granted, introduced

Senate bill No. 360, entitled

A bill authorizing the township of Onota, in the county of Alger, to expend \$3,000 to aid in constructing the Bay de Noquette and Lake Superior State Road, and to issue its bond therefor.

The bill was read a first and second time by its title, and

On motion of Mr. Blackwell,

The bill was laid on the table.

Mr. Gurney, previous notice having been given and leave being granted, introduced

Senate bill No. 361, entitled

A bill to preserve the fisheries of this State by prohibiting certain deposits in the waters of the State, and to provide a penalty for its violation, and to repeal act No. 350 of the public acts of 1865, and all acts amendatory thereto.

The bill was read a first and second time by its title and referred to the committee on fisheries.

Mr. Gurney, previous notice have been given and leave being granted, introduced

Senate bill No. 362, entitled

A bill to protect fish and to regulate fishing in the waters of this State by providing close seasons for certain kinds of fish, by prohibiting the catching of fish of certain size and in certain waters and for certain purposes, by prohibiting the obstruction of the free passage of fish, and by prohibiting the sale of certain kinds of fish; to protect persons engaged in fish culture, and to repeal inconsistent acts.

The bill was read a first and second time by its title and referred to the committee on fisheries.

Mr. Leavitt, previous notice having been given and leave being granted, introduced

Senate bill No. 363, entitled

A bill to amend the act of incorporation of the village of Traverse City in the county of Grand Traverse.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Leavitt, previous notice having been given and leave being granted, introduced

Senate bill No. 364, entitled

A bill to define the boundaries of the town of Traverse in the county of Grand Traverse.

The bill was read a first and second time by its title and referred to the committee on counties and townships.

Mr. Leavitt, previous notice having been given and leave being granted, introduced

Senate bill No. 365, entitled

A bill to detach certain territory from the town of Garfield in the county of Grand Traverse to the town of Traverse, in said county.

The bill was read a first and second time by its title and referred to the committee on counties and townships.

Mr. Leavitt, previous notice having been given and leave being granted, introduced

Senate bill No. 366, entitled

A bill to detach certain territory from the town of East Bay, in the county of Grand Traverse, and attach the same to the town of Traverse, in said county.

The bill was read a first and second time by its title and referred to the committee on counties and townships.

Mr. Leavitt, previous notice having been given and leave being granted, introduced

Senate bill No. 367, entitled

A bill to lay out a State road and a branch thereto in the county of Leelanaw.

The bill was read a first and second time by its title and referred to the committee on roads and bridges.

Mr. Leavitt, previous notice having been given and leave being granted, introduced

Senate bill No. 368, entitled

A bill to appropriate certain non-resident highway taxes to aid in the improvement of a certain State road in the county of Leelanaw and branch thereof.

The bill was read a first and second time by its title and referred to the committee on roads and bridges.

Mr. Leavitt, previous notice having been given and leave being granted, introduced

Senate bill No. 369, entitled

A bill to authorize the Auditor General to offer for sale and sell to the highest bidder the State's interest in section 16 of township 26, north of range twelve west, and certain other State tax lands at the annual sale to be held by the County Treasurer in and for the county of Grand Traverse in October, in the year 1889.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Leavitt, previous notice having been given and leave being granted, introduced

Senate bill No. 370, entitled

A bill to define and limit the amount to be paid to members of legislative committees for travel and expenses in certain cases.

The bill was read a first and second time by its title and referred to the committee on finance and appropriation.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate bill No. 371, entitled

A bill to repeal act No. 112 of the public acts of this State of 1885, being an act entitled "An act to secure the minority of stockholders in corporations organized under the general laws the power of electing a representative membership in boards of directors."

The bill was read a first and second time by its title and referred to the committee on banks and incorporations.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate bill No. 372, entitled

A bill providing for, and authorizing the consolidation of, mining and smelting companies.

The bill was read a first and second time by its title, and

On motion of Mr. Dunstan,

The bill was laid on the table.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate bill No. 373, entitled

A bill providing for the re-organization of corporations existing under special charters granted by the Legislature of this State.

The bill was read a first and second time by its title, and

On motion of Mr. Dunstan,

The bill was laid on the table.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate bill No. 374, entitled

A bill providing for the re-organization of mining and manufacturing corporations, the term of existence of which has expired or is about to expire, by limitation for a future period of 30 years.

The bill was read a first and second time by its title, and

On motion of Mr. Dunstan,

The bill was laid on the table.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate bill No. 375, entitled

A bill to amend sections 1 to 10 inclusive, of act No. 253 of the said acts of 1887, entitled "An act providing for two voting precincts for the township of Calumet in the county of Houghton, defining the limits thereof, providing for a new registration of the voters thereof, and determining who shall be inspectors of election therein,

The bill was read a first and second time by its title, and

On motion of Mr. Dunstan,

The bill was laid on the table.

Mr. Gorman, previous notice having been given and leave being granted, introduced

Senate bill No. 376, entitled

A bill regulating the tariff on railroads in freight traffic.

The bill was read a first and second time by its title and referred to the committee on railroads.

Mr. Gorman, previous notice having been given and leave being granted, introduced

Senate bill No. 377, entitled

A bill to provide for the taxation of the property of railroad companies organized under the laws of the State of Michigan at its actual cash value in the same manner and upon the same basis that other real and personal property is taxed under existing laws, and to repeal all statutes and acts contravening the provisions of this act.

The bill was read a first and second time by its title, and

On motion of Mr. Gorman,

The bill was laid on the table.

Mr. Griffey, previous notice having been given and leave being granted, introduced

Senate bill No. 378, entitled

A bill to provide State aid for paupers who fall into distress therein, not having established a settlement in any county or town in Michigan.

The bill was read a first and second time by its title, and

On motion of Mr. Griffey,

The bill was laid on the table.

Mr. Holbrook, previous notice having been given and leave being granted, introduced

Senate bill No. 379, entitled

A bill to amend section five of act No. 70 of the session laws of 1877, entitled "An act for the prevention of cruelty to animals," being section 9395 of Howell's annotated statutes, by adding thereto a provision authorizing the destruction of aged, maimed and worn-out animals in certain cases.

The bill was read a first and second time by its title and referred to the committee on State affairs.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate joint resolution No. 21, entitled

Joint resolution proposing an amendment to section nine (9) of article nineteen (19) of the constitution of this State, relative to the charters of mining companies.

The joint resolution was read a first and second time by its title, and

On motion of Mr. Dunstan,

The bill was laid on the table.

On motion of Mr. Holbrook,

The Senate took a recess until 2 o'clock P. M.



## AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President *pro. tem.*

A quorum present.

The Senate took up the order of

## MOTIONS AND RESOLUTIONS.

Mr. Blackwell moved to reconsider the vote by which the Senate passed House bill No. 305, entitled

A bill to detach certain territory from the township of Hiawatha in the county of Schoolcraft to organize the same into a new township of Harrison and to provide for the appointment of boards of registration and inspectors of election for said township of Harrison.

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Blackwell,

The bill was recommitted to the committee on counties and townships.

Mr. Nagel moved that the committee of the whole be discharged from the further consideration of

Senate bill No. 98 (file No. 37), entitled

A bill to amend sections two, three and eleven of an act entitled "An act relative to free schools in the city of Detroit," approved February 24, 1869, as amended by acts amendatory thereof,

Which motion prevailed.

On motion of Mr. Nagel,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was read a third time, and pending the vote on its passage,

On motion of Mr. Chapman,

The bill was referred to the committee of the whole.

## PRESENTATION OF PETITIONS.

No. 186. By Mr. Toan: Petition of many citizens of Ionia county relative to the organization of milling companies.

On motion of Mr. Toan,

The petition was read at length, and spread at large on the Journal, as follows:

*To the Honorable, the Senators and Representatives of the Legislature of the State of Michigan:*

WHEREAS, We the undersigned citizens of the county of Ionia and State Michigan desire to organize ourselves into a stock company, for the purpose of carrying on a general milling business, to be known as the Farmers' Co-operative Milling Association of Ionia county, upon the principles contemplated an act No. 232 of the public acts of 1885; and

WHEREAS, the law requires that the capital stock to be divided into shares of not less than twenty-five dollars par value. Therefore, we respectfully petition your Honorable body to pass a bill authorizing us to organize such

company or association, placing the shares of the capital stock at ten dollars par value; for which act your petitioners will ever pray.

Referred to the committee on banks and incorporations.

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 20, 1889. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 279, entitled

A bill to legalize and validate all proceedings had to establish a system of water-works up to and including the issuing of certain bonds issued by the common council of the village of Ovid, in the county of Clinton and State of Michigan.

2. House bill No. 446, entitled

A bill to provide for the making and return of lists of persons to serve as jurors in the county of Muskegon.

3. House bill No. 516, entitled

A bill to extend the time for the collection of taxes in the city of Stanton, in the county of Montcalm, for the year 1888.

4. House bill No. 210, entitled

A bill to fix the per diem compensation of members of the State Legislature from the Upper Peninsula for and during the session of 1889.

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and Pending its reference,

On motion of Mr. Toan,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. McCormick,	Mr. Tyler,
Berry,	Galbraith,	Nagel,	Wesselius,
Blackwell,	Gorman,	Ranney,	Wisner,
Chapman,	Grosfield,	Rentz,	President,
Den Herder,	Gurney,	Taylor,	<i>pro tem.</i>
Dunstan,	Leavitt,	Toan,	22

#### NAYS.

0

Title agreed to.

On motion of Mr. Toan,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The second named bill was read a first and second time by its title, and Pending its reference,

On motion of Mr. Den Herder,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. McCormick,	Mr. Toan,
Berry,	Gorman,	Nagel,	Tyler,
Blackwell,	Green,	Palmer,	Wesselius,
Chapman,	Grosfield,	Ranney,	Wisner,
Den Herder,	Gurney,	Rentz,	President
Dunstan,	Holbrook,	Taylor,	<i>pro tem.</i> ,
Fox,	Leavitt,		25

#### NAYS.

0

Title agreed to.

On motion of Mr. Den Herder,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The third named bill was read a first and second time by its title and referred to the committee on judiciary.

The fourth named bill was read a first and second time by its title, and referred to the committees on State affairs and finance and appropriations jointly.

The Senate resumed the order of

#### INTRODUCTION OF BILLS.

Mr. Holbrook, unanimous consent being given, introduced

Senate bill No. 380, entitled

A bill to provide for the republication, rearrangement and enlargement of Michigan and its Resources, to be used as a text-book in the public schools of this State.

The bill was read a first and second time by its title and,

Pending its reference,

On motion of Mr. Holbrook,

The bill was laid on the table.

Mr. Wisner, previous notice having been given and leave being granted, introduced

Senate bill No. 381, entitled

A bill to detach certain territory known as the township of Ingersoll from the county of Midland and attach the same to Saginaw county.

The bill was read a first and second time by its title and

Pending its reference,

On motion of Mr. Wisner,

The bill was laid on the table.

Mr. Wisner, previous notice having been given and leave being granted, introduced

Senate bill No. 382, entitled

A bill to amend act 168 of the public acts, entitled "An act to provide for the assessment and taxation of telegraph and telephone lines within the State of Michigan," and to repeal act 77 of the session laws of 1879, approved May 20, 1879, approved May 26, 1881, being compilers sections 1237 to 1243 inclusive of Howell's annotated statutes of Michigan, by adding five new sections thereto to be known as sections 9, 10, 11, 12 and 13.

The bill was read a first and second time by its title and

Pending its reference,

On motion of Mr. Wisner,

The bill was laid on the table.

Mr. Fox, previous notice having been given and leave being granted, introduced

Senate bill No. 383, entitled

A bill to amend section 20 of act No. 164 public acts 1881, approved May 21, 1881, being an act entitled "An act to revise and consolidate the laws relating to public instruction and primary schools," and to repeal all statutes and acts contravening the provisions of this act.

The bill was read a first and second time by its title and referred to the committee on education and public schools.

Mr. Grosfield previous notice having been given and leave being granted, introduced

Senate bill No. 384, entitled

A bill to amend section 4 of chapter 238 of the compiled laws of 1871, being compiler's section 7388 of the compiled laws of 1871, being compiler's section 8965 of Howell's annotated statutes.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Gorman, previous notice having been given and leave granted, introduced

Senate bill No. 385, entitled

A bill relative to contributory negligence and to provide for the submission of the same as a question of fact to the jury.

The bill was read a first and second time by its title and

On motion of Mr. Gorman,

The bill was laid on the table.

Mr. Grosfield, previous notice having been given and leave being granted, introduced

Senate bill No. 386, entitled

A bill to amend section 1 of act No. 271 of the public acts of 1887, entitled, "An act to allow the commitment and detention of female children to the House of the Good Shepherd at Detroit," approved June 27, 1887, and to add another section to said act to stand as section 2 of said act.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Grosfield, previous notice having been given and leave being granted, introduced

Senate bill No. 387, entitled

A bill to amend sections 1 and 5 of an act entitled "An act to prevent the

sale of impure, unwholesome, adulterated or swill milk in the State of Michigan, and to provide for inspectors," approved June 25, 1887, and to add certain new sections thereto to stand as sections 9, 10, 11, 12 and 13.

The bill was read a first and second time by its title and referred to the committee on public health.

Mr. Blackwell, previous notice having been given and leave being granted, introduced

Senate bill No. 388, entitled

A bill relating to building and loan associations.

The bill was read a first and second time by its title and referred to the committee on banks and incorporations.

Mr. Gurney, previous notice having been given and leave being granted, introduced

Senate bill No. 389, entitled

A bill to authorize the formation of corporations for the purchase, improvement, occupation and sale of grounds to be occupied for meetings of veteran associations, for reunions of veteran associations and for meetings of assemblies, association or societies organized by honorably discharged soldiers of the war of 1861 for the purpose of holding reunions, camps and meetings for the purpose of perpetuating the memories of the late war and for social intercourse, etc.

The bill was read a first and second time by its title and referred to the committee on military affairs.

Mr. Wesselius, previous notice having been given and leave being granted, introduced

Senate bill No. 390, entitled

A bill to amend section 2 of an act entitled "An act to authorize the formation of county and town agricultural societies, approved February 15, 1855, and amended by act 228 of the laws of 1881, and amended by act 44 of laws of 1885, being section 2169 of the compiled laws of 1871, the same being section 2304 of Howell's annotated statutes.

The bill was read a first and second time by its title and referred to the committee on agricultural interests.

Mr. Wesselius, previous notice having been given and leave being granted, introduced

Senate bill No. 391, entitled

A bill to amend act No. 80 of the laws of 1855, entitled "An act to authorize the formation of county and town agricultural societies," approved February 12, 1855, and all acts or parts of acts amendatory or supplemental thereto, by adding a new section thereto to be known as section 11.

The bill was read a first and second time by its title and referred to the committee on agricultural interests.

Mr. Wesselius, previous notice having been given and leave being granted, introduced

Senate bill No. 392, entitled

A bill to amend sections 10 and 12 of chapter 268 of compiled laws of 1871, being compiler's sections 8135 and 8137, as amended by act 84, public acts of 1877, relative to reform school, being sections 9817 and 9819 of Howell's annotated statutes of 1882.

The bill was read a first and second time by its title and referred to the committee on Reform School.

Mr. Holbrook, previous notice having been given and leave being granted, introduced

Senate bill No. 393, entitled

A bill relative to agricultural societies organized under the laws of this State to provide for the distribution of moneys appropriated to promote agriculture and for other purposes.

The bill was read a first and second time by its title and referred to the committees on agricultural interests and finance and appropriations.

Mr. Fox, previous notice having been given and leave being granted, introduced

Senate bill No. 394, entitled

A bill to amend act No. 235 of the public acts of 1887, approved June 24, 1887, being an act entitled an act making an appropriation of swamp land for the construction of a drain in the townships of Wisner and Gilford, Tuscola county.

The bill was read a first and second time by its title and referred to the committee on public lands.

Mr. Palmer, previous notice having been given and leave being granted, introduced

Senate bill No. 395, entitled

A bill to amend section 6 of act No. 229 of the public acts of 1887, entitled "An act establishing a lien for labor and services upon lumber, shingles, logs, timber, cedar posts, telegraph poles, railroad ties, bark, shingle bolts, stave bolts, staves, cord wood, pulp, wood, hop poles, hoop poles, veneering wood and all other forest products, and repeal act No. 146 of the session laws of 1881, entitled 'An act establishing a lien for labor and services upon logs, timber, cedar posts, telegraph poles, railroad ties, tan bark, shingle bolts and staves,' and to repeal act No. 185 of the session laws of 1873, entitled 'An act establishing a lien for labor and services upon logs and timber, as amended by act No. 253 of the public acts of 1879,' approved June 24, 1887."

The bill was read a first and second time by its title and referred to the committee on lumber interests.

Mr. Tyler, previous notice having been given and leave being granted, introduced

Senate bill No. 396, entitled

A bill to define the liability of fire and marine insurance companies and associations in case of loss to insured property.

The bill was read a first and second time by its title and referred to the committee on insurance.

Mr. Grosfield, previous notice having been given and leave being granted, introduced

Senate bill No. 397, entitled

A bill to amend section 8032 of an act to authorize proceedings against garnishees, approved March 23, 1849, and amendments thereto, being section 8032 of Howell's compilation of the laws of Michigan.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate bill No. 398, entitled

A bill to provide for the re-organization of mining and smelting corporations, the term of existence of which has expired by limitation.

The bill was read a first and second time by its title, and

Pending its reference,

On motion of Mr. Dunstan,

The bill was laid on the table.

Mr. Dunstan, previous notice having been given and leave being granted, introduced

Senate bill No. 399, entitled

A bill to provide for the re-organization of mining and smelting corporations the term of existence of which is about to expire by limitation.

The bill was read a first and second time by its title, and

On motion of Mr. Dunstan,

The bill was laid on the table.

Mr. Dunstan, unanimous consent being given, introduced

Senate bill No. 400, entitled

A bill to provide for the re-organization of manufacturing corporations, the term of existence of which is about to expire by limitation.

The bill was read a first and second time by its title, and

On motion of Mr. Dunstan,

The bill was laid on the table.

Mr. Dunstan, unanimous consent being given, introduced

Senate bill No. 401, entitled

A bill to provide for the re-organization of manufacturing corporations the term of existence of which has expired by limitation.

The bill was read a first and second time by its title, and

On motion of Mr. Dunstan,

The bill was laid on the table.

Mr. Blackwell, unanimous consent being given, introduced

Senate bill No. 402, entitled

A bill to organize the township of Ozarke, in the county of Mackinac.

The bill was read a first and second time by its title and referred to the committee on counties and townships.

Mr. Leavitt, unanimous consent being given, introduced

Senate bill No. 403, entitled

A bill to provide for the payment of State bounties to certain survivors of the war of the rebellion, and to the widows and certain heirs and representatives of those deceased.

The bill was read a first and second time by its title and referred to the committee on military affairs.

Mr. Leavitt, unanimous consent being given, introduced

Senate bill No. 404, entitled

A bill to authorize and provide for the employment of instructors in special branches of learning in public schools and to prescribe methods of determining the qualifications of such instructors.

The bill was read a first and second time by its title and referred to the committee on education and public schools.

Mr. Wisner, unanimous consent being given, introduced

Senate bill No. 405, entitled

A bill to provide for the re-organization of corporations the term of existence of which has expired, or is about to expire by limitation.

The bill was read a first and second time by its title, and

On motion of Mr. Wisner,  
The bill was laid on the table.

Mr. Babcock, unanimous consent being given, introduced  
Senate joint resolution No. 22, entitled

Joint resolution accepting the invitation of the French government to the  
Paris universal exposition of 1889.

The joint resolution was read a first and second time by its title and referred  
to the committee on State affairs.

Mr. Fox, previous notice having been given and leave being granted,  
introduced

Senate joint resolution No. 23, entitled

Joint resolution to authorize the State Board of Auditors to settle the claim  
of James Abbott for trespass on land under conveyance from the State to said  
James Abbott.

The bill was read a first and second time by its title, and

On motion of Mr. Fox,  
The bill was laid on the table.

Mr. Dunstan, previous notice having been given and leave being granted,  
introduced

Senate joint resolution No. 24, entitled

Joint resolution surrendering and quitclaiming back to the United States  
certain lands granted to the State of Michigan by act of Congress, approved  
June 3, 1856, to aid in the construction of a railroad from Marquette to  
Ontonagon.

The bill was read a first and second time by its title and referred to the  
committee on public lands.

Mr. Leavitt, unanimous consent being given, introduced

Senate joint resolution No. 25, entitled

Joint resolution proposing an amendment to section 15 of article 18 of the  
constitution relative to a general revision of the laws.

The bill was read a first and second time by its title and referred to the  
committee on constitutional amendments.

Mr. Taylor moved that the Senate adjourn,

Which motion did not prevail.

Mr. Gurney moved that the Senate take a recess until 5 o'clock P. M.,

Which motion prevailed.

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#### AFTER RECESS.

*5 o'clock P. M.*

The Senate met and was called to order by the President *pro tem*.

A quorum present.

The Senate resumed the order of

#### INTRODUCTION OF BILLS.

Mr. Chapman, unanimous consent being given, introduced  
Senate bill No. 406, entitled



A bill to amend section 8 of chapter 236 of Howell's annotated statutes, entitled marriage and the solemnization thereof; and to add two new sections thereto, to be numbered sections 19 and 20, and to repeal act No. 128 of the session laws of 1887.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Fox, unanimous consent being given, introduced

Senate bill No. 407, entitled

A bill to secure to women citizens, who are otherwise qualified, the right to vote in school, town, city and other municipal elections.

The bill was read a first and second time by its title and referred to the committee on elections.

Mr. Leavitt, unanimous consent being given, introduced

Senate bill No. 408, entitled

A bill to amend sections 1, 2 and 3 of act No. 308 of the session laws of 1887, entitled "An act making an appropriation of State swamp lands for the purpose of dredging and improving the water course between Bellaire and the waters of Torch Lake, in Antrim county," approved June 28, 1887, and to add new sections thereto.

The bill was read a first and second time by its title, and referred to the committee on public lands.

Mr. Leavitt, previous notice having been given and leave being granted, introduced

Senate bill No. 409, entitled

A bill to provide for reporting mortgages and mortgage interests for the purpose of taxation and placing certain restrictions on the foreclosure thereof, and to provide penalties for the violation of such provisions.

The bill was read a first and second time by its title and referred to the committee on judiciary.

Mr. Wesselius, unanimous consent being given, introduced

Senate bill No. 410, entitled

A bill to provide for the re-incorporation of agricultural societies whose charters have expired by limitation of law.

The bill was read a first and second time by its title, and

On motion of Mr. Wesselius,

The bill was laid on the table.

Mr. Wesselius, unanimous consent being given, introduced

Senate bill No. 411, entitled

A bill requiring proprietors of patent medicines to use printed prescriptions in plain English upon bottles, packages or boxes containing same.

The bill was read a first and second time by its title and referred to the committee on public health.

Mr. Holbrook, unanimous consent being given, introduced

Senate bill No. 412, entitled

A bill to amend act No. 199 of the public acts of 1887, being an act entitled "An act to prevent gambling in stocks, bonds, petroleum, cotton, grain, provisions and other products," approved June 18, 1887.

The bill was read a first and second time by its title, and

On motion of Mr. Holbrook

The bill was laid on the table.

Mr. Nagel, unanimous consent being given, introduced

Senate bill No. 413, entitled

A bill supplemental to the charter of the city of Detroit, to prescribe the time and manner of holding and conducting registration, and the manner of holding and conducting elections in said city.

The bill was read a first and second time by its title and referred to the committee on elections.

Mr. Nagel, unanimous consent being given, introduced

Senate bill No. 414, entitled

A bill to amend sections 1, 2 and 8 of chapter 11 and section 43 of chapter 7 of act No. 326 of the local acts of 1883, entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

Mr. Nagel, unanimous consent being given, introduced

Senate bill No. 415, entitled

A bill to authorize the city of Detroit to contract for the removal, disposition and destruction of garbage.

The bill was read a first and second time by its title and referred to the committee on public health.

Mr. Nagel, unanimous consent being given, introduced

Senate bill No. 416, entitled

A bill to authorize the cities of this State to contract for the removal and disposition of garbage.

The bill was read a first and second time by its title and referred to the committee on public health.

Mr. Blackwell, unanimous consent being given, introduced

Senate bill No. 417, entitled

A bill relating to the record of deed and other instruments affecting the title to real estate thereof in certain cases.

The bill was read a first and second time by its title and referred to the committee on judiciary.

On motion of Mr. Holbrook,

The Senate adjourned.

The President *pro tem.* announced that the Senate would stand adjourned until Monday, February 25, 1889, at 2:30 o'clock P. M.

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*Lansing, February 25, 1889.*

The Senate met and was called to order by the President *pro tem.* at 2:30 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Barringer, Colgrove, Dunstan, Fox, Green, Grosfield, Gurney, McCormick, Milnes, and Rentz.

On motion of Mr. Blackwell,

Leave of absence was granted to Mr. McCormick for the day.

On motion of Mr. Taylor,

Leave of absence was granted to all absentees for the day.

## PRESENTATION OF PETITIONS.

No. 188. By Mr. Ball: Petition of Wm. R. Hopkins, George W. Reed, E. V. Hopkins, and 200 others, members of the Knights of Labor Assembly 3140 of Iron River, Stanborough and vicinity, asking that the State of Michigan relinquish any claim it may have to certain lands in the Upper Peninsula to the United States, said lands to be for the benefit of actual settlers as against all others.

Referred to the committee on public lands.

No. 189. By Mr. Chapman: Petition of numerous citizens of Hillsdale county favoring the passing of a law providing for a beef inspection.

Referred to the committee on agricultural interests.

No. 190. By Mr. Chapman: Petition of numerous citizens of Litchfield, Hillsdale county, asking for the passage of the bill providing for fish shutes in dams, etc.

Referred to the committee on fisheries.

No. 191. By Mr. DenHerder: Resolutions of A. C. Van Raalte Post, No. 262 G. A. R., relative to the erection of a statue of Gen. Custer, at Washington.

Referred to the committee on military affairs.

No. 192. By Mr. DenHerder: Petition of M. C. Kelley and 230 other taxpayers and borrowers of money of Muskegon county, asking for the repeal of the so-called mortgage tax law of 1887.

On motion of Mr. Den Herder,

The petition was read at length, and spread at large on the Journal, as follows:

*To the Honorable Senate of the State of Michigan:*

We, the undersigned taxpayers and borrowers of money, of the county of Muskegon, do most earnestly petition your honorable body to repeal act No. 262 of the session laws of 1887, being entitled "An act to provide for reporting all mortgages by the several registers of deeds," etc., for the following reasons:

1. Said act has caused a great stringency of money, making it almost impossible to borrow money on real estate.

2. It has caused capitalists and money loaners to send their money out of the State.

3. Money loaners who have allowed mortgages to run many years after due now refuse to extend the time farther, thus causing the foreclosure of mortgages and the loss of property to borrowers.

4. In nearly every case the borrowers of money have to pay the tax on the mortgages as well as on the real estate mortgaged, thus causing double taxation on those least able to bear it.

5. For the above reasons it oppresses the poor and does not benefit the State.

And as in duty bound your petitioners will ever pray, etc.

Referred to the committee on judiciary.

No. 193. By Mr. Galbraith: Petition of Joseph Jackson and 12 others, of Oakland county, relative to artesian wells.

Referred to the committee on State affairs.

No. 194. By Mr. Gilmore: Resolution of Springville K. of L. assembly No. 9008, relative to the employment of girls at the Industrial Home for Girls.

Referred to the committee on Industrial Home for Girls.

No. 195. By Mr. Gilmore: Protest of James V. Campbell, C. A. Newcomb, R. A. Alger, and many other citizens of Detroit, against the passage of Senator Nagel's bill (No. 98).

On motion of Mr. Gilmore,

The protest was read at length, and spread at large on the Journal, as follows:

*To the Honorable, the Legislature of the State of Michigan:*

The undersigned citizens of Detroit, respectfully protest against the enactment of so much of Senator Nagel's bill (No. 98) as changes the present mode of revenue for the public library.

Detroit, 23 February, 1889.

James V. Campbell.

C. A. Newcomb.

R. A. Alger.

Edgar O. Duffee.

Hoyt Post,

Geo. V. N. Lothrop.

D. Bethune Duffield.

James McMillan.

Sidney D. Miller.

E. H. Butler.

Alex. Lewis.

S. G. Caskey.

Edmund Hall.

R. H. Fyfe.

William H. Elliott.

L. A. Smith.

H. George.

David Inglis, M. D.

H. E. Baker (most emphatically).

Wm. Stocking.

Charles W. Noble.

Otto Kirchner.

C. A. Kent.

C. E. Warner (most emphatically).

A. G. Boynton.

Frank E. Robinson.

Charles Moore.

G. R. Osmun.

Edw'd G. Holden.

W. H. Brearley.

Wm. A. Moore.

William Look.

Thomas McGraw.

Hal C. Wyman.

Willard Chaney.

Seymour Finney.

D. M. Ferry.

Ashley Pond.

Referred to the committee on education and public schools.

#### REPORTS OF STANDING COMMITTEES.

By the committee on constitutional amendments:

The committee on constitutional amendments to whom was referred

Senate joint resolution No. 9, entitled

Joint resolution to amend section 9 of article 10 of the Constitution of the State of Michigan, relative to the power of the Board of Supervisors in any county in borrowing or raising money for building or repairing bridges,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

S. WESSELIUS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Chapman,

The joint resolution was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 125, entitled

A bill to provide for the election of two justices of the peace and a room for holding justice's courts and for the appointment of a justice's clerk in and for the city of Grand Rapids, and to define their jurisdiction and fix their compensation, and to repeal an act entitled "An act to provide for the election of four justices of the peace in and for the city of Grand Rapids and to define their jurisdiction and fix their compensation," approved March 11, 1881, and all acts and parts of acts in any wise contravening the provisions of this act,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on religious and benevolent societies:

The committee on religious and benevolent societies, to whom was referred Senate bill No. 106, entitled

A bill to amend section 8067 of the compiled laws of 1871, being section 4630 of chapter 170 of Howell's annotated statutes, relative to churches and religious societies,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. DEN HERDER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

#### MESSAGE FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE, }  
LANSING, February 20, 1889. }

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 32, being

An act to incorporate the village of Lake Odessa in Ionia county.

Also Senate bill No. 56, being

An act to incorporate the village of Marion in Osceola county.

C. G. LUCE,  
*Governor.*

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 20, 1889.*

*To the President of the Senate :*

SIR—I am instructed by the House to respectfully request the return of the following entitled bill:

House bill No. 165, entitled

A bill to prevent fishing during the months of December, January, February, March, and April in the inland lakes of the counties of Alpena and Presque Isle.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

On motion of Mr. Taylor,

The committee on fisheries was requested to report the bill back to the Senate.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, Feb. 20, 1889.*

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled joint resolution:

House joint resolution No. 31, entitled

Joint resolution for the relief of Sarah Wells Bryan.

Which have passed the House by a majority vote of all the members elect and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The joint resolution was read a first and second time by its title, and,  
 Pending its reference,

On motion of Mr. Galbraith,

The joint resolution was laid on the table.

#### MOTIONS AND RESOLUTIONS.

Mr. Wisner announced for Mr. Tyler that on account of ill health it would be impossible for him to discharge his duties as a member of the committee on liquor traffic, and he desired to be excused therefrom.

Mr. Chapman moved that the President *pro tem.* be authorized to appoint two additional members of the committee on liquor traffic,

Which motion prevailed.

#### GENERAL ORDER.

On motion of Mr. Chapman,

The Senate went into committee of the whole on the general order,

Whereupon the President called Mr. Chapman to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

## I.

Senate bill No. 74 (file No. 27), entitled

A bill to prevent the summoning of talesmen in courts of record to fill up juries impanelled to try civil and criminal cases from bystanders or persons in the court room or halls of the building leading to the court room, or who are attending the trial for the purpose of securing a place upon juries.

House joint resolution No. 11, entitled

Joint resolution asking the Michigan representatives in Congress to vote for the bill now pending before Congress for the relief of Union ex-prisoners of war.

Senate bill No. 103 (file No. 29), entitled

A bill to amend section 24 of act No. 304, of the session laws of 1869, entitled "An act to incorporate the village of Orion."

Senate bill No. 73 (file No. 32), entitled

A bill to provide wives with property and maintenance from their husbands' estates when neglected or deserted by them, or when the husband has become an habitual drunkard or has practiced extreme cruelty towards his wife, or committed any offense sufficient to entitle the wife to a decree of divorce or separation.

Senate bill No. 72 (file No. 33), entitled

A bill to amend section 22 of chapter 177 of the compiled laws of 1871, being section 6776 of Howell's annotated statutes, relative to oaths of executors, administrators, guardians, etc., in proceedings in probate courts.

Senate bill No. 71 (file No. 34), entitled

A bill to repeal section 21 of chapter 177 of the compiled laws of 1871, being section number 6775 of Howell's annotated statutes relative to oaths of executors, administrators and guardians to accounts to be rendered to probate courts.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

## II.

Senate bill No. 154 (file No. 38), entitled

A bill to amend sections 2 and 7 of act No. 169 of the public acts of 1881, entitled "An act to revise and consolidate the several acts relating to the care and management of the State Library," approved May 31, 1881.

Have directed their chairman to report the same back to the Senate, with recommendation that the bill be referred to the committee on finance and appropriation.

## III.

Senate joint resolution No. 2 (file No. 3), entitled

Joint resolution directing the Board of State Auditors to settle the claims of Messrs. Farrand & Shank, of the city of Lansing, county of Ingham, and Messrs. Burroughs & Company, of the city of Flint, in Genesee county, against the State of Michigan, for damages sustained by reason of the passage of Act No. 186 of the public acts of 1885, entitled, "An act to prevent deception in the manufacture and sale of dairy products, and to preserve the public health."

Have made sundry amendments thereto, and have directed their chairman

to report the same back to the Senate, asking concurrence therein, and recommend its passage.

A. R. CHAPMAN, *Chairman.*

Report accepted and committee discharged.

The first named bill was placed on the general order of third reading of bills.

On motion of Mr. Chapman,

The Senate concurred in the recommendation of the committee regarding the second named bill, and the same was referred to the committee on finance and appropriation.

On motion of Mr. Chapman,

The Senate concurred in the amendments made to the third named joint resolution, and the same was placed on the order of third reading of bills.

The Senate resumed the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Blackwell moved that the committee of the whole be discharged from the further consideration of

Senate bill No. 98 (file No. 37), entitled

A bill to amend sections two, three and eleven of an act entitled "An act relative to free schools in the city of Detroit," approved February 24, 1869, as amended by acts amendatory thereof,

Which motion prevailed.

On motion of Mr. Blackwell,

The bill was referred to the committee on education and public schools,

On motion of Mr. Taylor,

The Senate adjourned.

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*Lansing, February 26, 1889.*

The Senate met and was called to order by the President at 2 o'clock P. M.

Prayer by the Rev. Mr. Callen.

Roll called: a quorum present.

Absent without leave: Mr. Barringer.

On motion of Mr. Galbraith,

Leave of absence was granted to Mr. Barringer for to-day and to-morrow.

The President *pro tem.* announced the following appointments to the committee on liquor traffic: In place of Senator Tyler, excused, Senator Gorman; additional members, Senators Taylor and Gilmore.

#### PRESENTATION OF PETITIONS.

No. 196. By Mr. Chapman: Action of Moscow Grange, No. 108, Hillsdale county, against the changing of our present school law to the township unit system.

Referred to the committee on education and public schools.



No. 197. By Mr. Fox: Petition of E. A. Bullard, B. W. Huston and others asking for free transportation to the dedication of the battlefield of Gettysburg.

Referred to the committee on military affairs.

No. 198. By Mr. Wesselius: Resolution of Alton Grange, No. 634, approving the repeal of the so-called mortgage tax law.

Referred to the committee on judiciary.

No. 199. By Mr. Babcock: Petition of J. T. Hollis and 31 other citizens of Lincoln and Lake townships, Berrien county, against the repeal of the mortgage tax law.

Referred to the committee on judiciary.

#### REPORTS OF STANDING COMMITTEES.

By the committee on fisheries:

The committee on fisheries, to whom was referred

House bill No. 165, entitled

A bill to prevent fishing during the months of December, January, February, March and April in the inland lakes of the counties of Alpena and Presque Isle,

Respectfully report the same back to the Senate as requested:

T. S. GURNEY, *Chairman*.

On motion of Mr. Gurney,

The bill was ordered returned to the House.

By the committee on counties and towns:

The committee on counties and towns, to whom was referred

House bill No. 305, entitled

A bill to detach certain territory from the township of Hiawatha, in the county of Schoolcraft, to organize the same into a new township to be known as the township of Harrison, and to provide for the appointment of boards of registration and inspectors of election for said township of Harrison,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor,

Under the same title as above stated.

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

J. DEN HERDER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Den Herder,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

On motion of Mr. Blackwell,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,  
Berry,

Mr. Galbraith,  
Giddings,

Mr. Harshaw,  
Holbrook,

Mr. Rentz,  
Taylor,

Mr. Blackwell,	Mr. Gilmore,	Mr. Leavitt,	Mr. Toan,
Chapman,	Gorman,	McCormick,	Wesselius,
Colgrove,	Green,	Milnes,	Wisner,
Den Herder,	Griffey,	Nagel,	President
Dunstan,	Grosfield,	Palmer,	<i>pro tem.</i> , 30
Fox,	Gurney,	Ranney,	

NAYS.

0

Title agreed to.

On motion of Mr. Blackwell,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on military affairs:

Your committee on military affairs, to whom was referred numerous petitions for and against the erection of a statue at Washington, D. C., to the late General Custer,

Respectfully report that they have given the same careful consideration, and while they recognize the fitness of erecting monuments to the heroes of the late war, and the distinguished and gallant services of General Custer, yet we believe that, considering the crowded condition of the Soldiers' Home at Grand Rapids, and the large appropriations asked and needed for the same, and of the multitude of old veterans outside of said Home, who may and undoubtedly will need help from the State, we, therefore, feel compelled to recommend that no appropriation be made at this session for the erection of statues or monuments; but if any appropriations are to be made, they should be for the purpose of taking care of, and providing for the needy and destitute soldiers yet living, who need the help of the State, and the erection of monuments to distinguished soldiers should be left to some future Legislature, and ask to be discharged from the further consideration of the subject.

A. MILNES, *Chairman*.

Report accepted and committee discharged.

Mr. Gorman moved that the report be referred to the committee on finance and appropriations,

Which motion did not prevail.

On motion of Mr. Milnes,

The report was then adopted.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred Senate bill No. 98 (file No. 37), entitled

A bill to amend sections 2, 3 and 11 of an act entitled "An act relative to free schools in the city of Detroit," approved February 24, 1869, as amended by acts amendatory thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

A. O. BLACKWELL, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Blackwell,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Nagel,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Holbrook,	Mr. Rentz,
Blackwell,	Gilmore,	Leavitt,	Taylor,
Chapman,	Gorman,	McCormick,	Toan,
Colgrove,	Green,	Milnes,	Wesselius,
Den Herder,	Griffey,	Nagel,	Wisner,
Dunstan,	Grosfield,	Palmer,	President
Fox,	Gurney,	Ranney,	<i>pro tem.</i> ,
Galbraith,	Harshaw,		

29

## NAYS.

Mr. Berry,

1

The question being on agreeing to the title,

Mr. Nagel moved to amend the title as follows:

By striking out of line 1 the words "and eleven," and inserting before the word "three," the word "and,"

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Nagel.

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 109, entitled

A bill to make an appropriation for completing the decorations of the rooms, halls, corridor and library of the State capitol,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on finance and appropriation.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 64, entitled

An act to prevent dealers in second hand goods, junk shop keepers, peddlers of tinware and rag and paper buyers, pawnbrokers and hawkers, from purchasing any goods, thing, article or articles from minors without the written consent of the parent or guardian of such minors,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Babcock,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 123 (file No. 54), entitled

A bill to change the name of Ivory Dougless Deming to Ira Dougless Deming,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Taylor,

The bill was laid on the table.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 379, entitled

A bill to amend section five of act No. 70 of the session laws of 1877, entitled "An act for the more effectual prevention of cruelty to animals," being compiler's section 9395 of Howell's annotated statutes, by adding thereto a proviso authorizing the destruction of aged, maimed and worn-out animals in certain cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 120 (file No. 53), entitled

A bill to amend section 1 of act No. 263 of the public acts of 1879, entitled "An act to provide for the preparation, publication and distribution of a Legislative Manual," approved May 31, 1879, as amended by act No. 79, public acts of 1887, approved April 21, 1887,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 104, entitled

"A bill to amend section 3 of act No. 153 of the public acts of 1885, en-

titled 'An act to provide for the assessment of property, and the levy and collection of taxes thereon,' " approved June 9, 1885, as amended by act No. 301 of the public acts of 1887,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 8, entitled

A bill to repeal act 112 of the session laws of 1885, entitled "An act to secure the minority of stockholders in corporations organized under general laws the power of electing representation membership in boards of directors,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 397, entitled

A bill to amend section 8032 of the compiled laws relative to garnishees, etc.,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do not pass and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 78, entitled

A bill to amend section 8032 of an act to authorize proceedings against garnishees and for other purposes, approved March 28, 1849, and amendments thereto, being section 3032 of Howell's compilation of the laws of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The bill was laid on the table.

By the committee on judiciary :

The committee on judiciary, to whom was referred

Senate bill No. 70, entitled

A bill to amend section 1 of an act entitled "An act to authorize proceedings by garnishment in circuit court and the district court of the Upper Peninsula," approved March 16, 1861,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred

Senate bill No. 283, entitled

A bill to provide for an additional circuit judge in the judicial circuit in which the county of Saginaw is or may be situated, being now the 10th judicial circuit,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Wisner,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Galbraith,	Mr. Harshaw,	Mr. Rentz,
Berry,	Giddings,	Holbrook,	Taylor,
Blackwell,	Gilmore,	Leavitt,	Toan,
Chapman,	Gorman,	McCormick,	Wesselius,
Colgrove,	Green,	Milnes,	Wisner,
Den Herder,	Griffey,	Nagel,	President
Dunstan,	Grosfield,	Palmer,	<i>pro tem.</i> ,
Fox,	Gurney,	Ranney,	30

#### NAYS.

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Title agreed to.

On motion of Mr. Wisner,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on judiciary :

The committee on judiciary, to whom was referred

House bill No. 27 (file No. 26), entitled

A bill to amend section 771, compiled laws of 1871, being section 799 of

Howell's annotated statutes, relative to fences and fence viewers, as amended by act No. 146 of public acts of 1887,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 66, entitled

A bill to legalize the proceedings had in organizing and incorporating the city of Iron Mountain, Menominee county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and they recommend that the title to said bill be amended to read as follows, viz: "A bill to determine the territory embraced within the corporate limits of the city of Iron Mountain and to legalize all proceedings in the organization thereof," and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Griffey,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Holbrook,	Mr. Rentz,
Berry,	Giddings,	Leavitt,	Taylor,
Blackwell,	Gilmore,	McCormick,	Toan,
Chapman,	Gorman,	Milnes,	Wesselius,
Colgrove,	Green,	Nagle,	Wisner,
Den Herder,	Griffey,	Palmer,	President
Dunstan,	Grosfield,	Ranney,	<i>pro tem.</i> , 29
Fox,	Gurney,		

#### NAYS.

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The question being on agreeing to the title,

Mr. Griffey moved to amend the title as follows:

A bill to determine the territory embraced within the corporate limits of the city of Iron Mountain, and to legalize all proceedings in the organization thereof,

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Griffey,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on federal relations:

The committee on federal relations, to whom was referred the following concurrent resolution:

*Be it resolved by the Senate of the State of Michigan* (the House concurring), That our Senators and Representatives in Congress be and they are hereby requested to use their best endeavors to secure such legislation by Congress as will result in placing, subject to homestead or preemption entry, the unearned lands of the so-called "Ontonagon and Brule River Railroad Company" in the Upper Peninsula;

*And be it further resolved*, That the Governor be and he is hereby requested to forward copies of the foregoing resolution to our Senators and Representatives in Congress.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it be adopted, and ask to be discharged from the further consideration of the subject.

WILLIAM TOAN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Giddings,

The concurrent resolution was laid on the table.

By the committee on federal relations:

The committee on federal relations, to whom was referred

Senate bill No. 194, entitled

A bill relative to the confinement in this State of prisoners committed or sentenced by the courts of the United States or of the territories thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

WILLIAM TOAN, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

Senate bill No. 172, entitled

A bill to amend sections 1 and 2 of act No. 42 of session laws of 1887 (public acts), approved March 21, 1887, entitled, an act to provide for the incorporation of Arbeiter Bunde,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

F. B. GALBRAITH, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

Senate bill No. 159, entitled

A bill to amend section 5 of act No. 142 of the session laws of 1849, entitled



"An act to incorporate the trustees of Mountain Home Cemetery," approved March 28, 1849,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

F. B. GALBRAITH, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

#### REPORTS OF SELECT COMMITTEES.

By the select committee on elections:

The select committee on elections, which was required to report a bill within a specified time, respectfully reports that said committee found it impracticable to report such bill within such time, and ask that the time for making such report be extended as contemplated by the accompanying resolution, the adoption of which the committee recommends.

Respectfully submitted,

ROSWELL LEAVITT, *Chairman.*

Report accepted.

The following is the resolution:

*Resolved*, That the special committee on elections have the same powers and duties with reference to matters now before said committee, and with reference to matters which may be hereafter referred thereto, as pertain to standing committees of the Senate in similar matters, and that the time granted to said committee for doing special work be extended through this entire session of the Legislature.

Mr. Holbrook moved that the resolution be laid upon the the table,

Which motion did not prevail.

The question being on the adoption of the resolution,

Mr. Taylor moved to amend the resolution by adding thereto the following: "and that the committee be instructed to employ no additional clerical assistance, and that in case the committee desire a clerk that the same be assigned by the secretary of the Senate from among clerks already employed."

Mr. Leavitt moved to amend the amendment by adding thereto: "Provided, that there be a clerk whose services will be available whenever needed by such committee,"

Which motion did not prevail.

The motion to amend then prevailed.

The question then being on the adoption of the resolution as amended,

The resolution was adopted.

#### MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE,  
Lansing, February 26, 1889. }

To the Senate:

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 128, being

An act to amend secs. 4, 6, 8, 13, 22, 44 and 45 of act No. 353 of the local acts of 1887, approved the 21st day of February, A. D. 1887, entitled "An act to revise and amend the charter of the city of Big Rapids, being amendatory of an act entitled 'An act to revise the charter of the city of Big Rapids, approved March 16, 1875, as amended by the several acts amendatory thereof.'"

Very respectfully,

C. G. LUCE,  
*Governor.*

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 26, 1889.* }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 415, entitled

A bill to authorize the board of health of the township of Little Traverse, in Emmet county, to sell and convey a portion of cemetery on section 11, township 35 north, range six (6) west.

2. House bill No. 265, entitled

A bill to authorize a railroad company to sell and convey its property and franchises to any other railroad company and to provide for securing payment therefor.

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on public health.

The second named bill was read a first and second time by its title, and referred to the committee on railroads.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 26, 1889.* }

*To the President of the Senate:*

SIR,—I am instructed by the House to return to the Senate the following entitled joint resolution:

Senate joint resolution No. 6, entitled

Joint resolution to amend section 6 of act 6 of the constitution of the State of Michigan, relative to circuit courts.

And to inform the Senate that the House has amended the joint resolution by striking out the word "thirty" at the beginning of line "5," page "2" of the joint resolution, and inserting in lieu thereof the word "twenty."

In the passage of which as thus amended, the House has concurred by a two-thirds majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The question being on concurring in the amendment made by the House to the joint resolution,

On motion of Mr. Wesselius,

The Senate concurred, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Holbrook,	Mr. Rentz,
Berry,	Gilmore,	Leavitt,	Taylor,
Blackwell,	Gorman,	McCormick,	Toan,
Chapman,	Green,	Milnea,	Wesselius,
Colgrove,	Griffey,	Nagel,	Wisner,
Den Herder,	Grosfield,	Palmer,	President
Fox,	Gurney,	Ranney,	<i>pro tem.</i>
Galbraith,			28

#### NAYS.

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The following is the joint resolution, as amended:

Joint resolution to amend section 6 of article 6 of the constitution of the State of Michigan, relative to circuit courts:

*Resolved by the Senate and the House of Representatives of the State of Michigan,* That the following amendment to the constitution of this State be and the same is hereby proposed; that is to say: That section 6 of article 6 of said constitution be amended so as to read as follows:

SECTION 6. The State shall be divided into judicial circuits, in each of which the electors thereof shall elect one circuit judge, who shall hold his office for the term of six years, and until his successor is elected and qualified. The Legislature may provide for the election of more than one circuit judge in the judicial circuit in which the city of Detroit is or may be situated, and in the judicial circuit in which the county of Saginaw is or may be situated, and in the judicial circuit in which the county of Kent is or may be situated; and the circuit judge, or judges, of said circuits, in addition to the salary provided by this constitution, shall receive from their respective counties such additional salary as may from time to time be fixed and determined by the boards of supervisors of said counties. And the board of supervisors of each county in the upper peninsula is hereby authorized and empowered to give and pay to the circuit judge of the judicial circuit to which such county is attached, such additional salary or compensation as may from time to time be fixed and determined by such board of supervisors. This section, as amended, shall take effect from the time of its adoption.

*Be it further Resolved,* That said amendment shall be submitted to the people of this State at the spring election, to be held on the first Monday in April, in the year one thousand eight hundred and eighty-nine, and the Secretary of State is hereby required to give notice of the same to the sheriffs

of the several counties of this State at least twenty days prior to the said election, and the said sheriffs are required to give the several notices required by law in the same manner that they are now required to give in the case of an election of judges of the supreme court; and the inspectors of election in the several townships and wards of this State shall prepare a suitable box for the reception of ballots cast for or against said amendment. Each person voting for said amendment of section six, article six, shall have written or printed, or partly written and partly printed on his ballot the words: "Amendment relative to judicial circuits—Yes." And each person voting against said amendment shall have written or printed, or partly written and partly printed on his ballot the words: "Amendment relative to judicial circuits—No." The ballots in all respects shall be canvassed and returns made as in electing judges of the supreme court.

The joint resolution was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 26, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 124 (file No. 71), entitled

A bill to release lessees of building from liability to pay rent after the destruction or injury thereof by the elements, in the absence of any special provision in the lease or agreement to the contrary.

2. House bill No. 145 (file No. 57), entitled

A bill relative to the fraudulent removal, concealment, or embezzlement of property leased, chattel mortgaged, or under contract of purchase, and to repeal act number 43 of the public acts of 1873, as amended by act number 157 of the public acts of 1887,

Which have passed the House and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on judiciary.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 26, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 19 (file No. 10), entitled

A bill to change the name of Sibelia Carpenter to Sibelia Carpenter Davis.

In the passage of which the House has concurred by a majority vote of all

the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 26, 1889.* }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled bill: House bill No. 198 (file No. 83), entitled

A bill to detach certain territory from the township of Wheatfield, of the county of Ingham, and attach the same to the township of Williamston, in said county,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take effect on March 20, 1889, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on counties and townships.

The President *pro tem* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 26, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 173 (file No. 84), entitled

A bill to vacate the township of Winona, in the county of Delta, and to incorporate its territory within the township of Sack Bay, in said county.

2. House bill No. 178 (file No. 73), entitled

A bill to incorporate the village of Stockbridge, in the county of Ingham.

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and, pending its reference,

On motion of Mr. Blackwell,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was read a third time, and pending the taking of the vote thereon,

Mr. Taylor moved that the bill be referred to the committee on judiciary. Which motion prevailed.

The second named bill was read a first and second time by its title, and Pending its reference,

On motion of Mr. Holbrook,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

## YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Holbrook,	Mr. Ranney,
Berry,	Giddings,	Leavitt,	Rentz,
Blackwell,	Gilmore,	McCormick,	Taylor,
Chapman,	Green,	Milnes,	Toan,
Den Herder,	Griffey,	Nagel,	President
Dunstan,	Grosfield,	Palmer,	<i>pro tem.</i> ,
Fox,	Gurney,		25

## NAYS.

0

Title agreed to.

On motion of Mr. Holbrook,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 26, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 82, entitled

A bill to incorporate the city of Gladstone, in the county of Delta, in the State of Michigan.

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, February 26, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 113 (file No. 52), entitled

A bill to amend sections 5, 6 and 7 of chapter 86 of the revised statutes of

1846, relative to the appointment of guardians for minors by judges of probate, as amended by act No. 165 of the session laws of 1869, being compiler's sections 6306, 6307 and 6308 of Howell's annotated statutes.

2. House bill No. 69, entitled

A bill to provide for the appointment of certain officers of the city of Iron Mountain in Menominee county.

Which have passed the House by a majority vote of all the members elect and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, {  
*Lansing, February 26, 1889.* }

*To the President of the Senate:*

SIR,—I am instructed by the House to return to the Senate the following entitled bill:

Senate substitute for House bill No. 305, entitled

A bill to detach certain territory from the township of Hiawatha, in the county of Schoolcraft, to organize the same into a new township to be known as the township of Harrison and to provide for the appointment of boards of registration and inspection of election for said township of Harrison.

In the passage of which as thus substituted the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

#### MOTIONS AND RESOLUTIONS.

Mr. Giddings moved to take from the table

House joint resolution No. 31, entitled

Joint resolution for the relief of Sarah Wells Bryan.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Which motion prevailed.

On motion of Mr. Giddings,

The joint resolution was referred to the committee on State Public School.

## THIRD READING OF BILLS.

Senate bill No. 74 (file No. 27), entitled

A bill to prevent the summoning of talesmen in courts of record to fill up juries empanelled to try civil and criminal cases from bystanders or persons in the court room, or halls of the building leading to the court room, or who are attending the trial for the purpose of securing a place upon juries,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Gurney,	Mr. Ranney,
Berry,	Galbraith,	Holbrook,	Rentz,
Blackwell,	Giddings,	Leavitt,	Taylor,
Chapman,	Gilmore,	McCormick,	Toan,
Colgrove,	Gorman,	Milnes,	Wesselius,
Den Herder,	Griffey,	Nagel,	President
Dunstan,	Grosfield,	Palmer,	<i>pro tem., 27</i>

## NAYS.

0

Title agreed to.

On motion of Mr. Wesselius,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 73 (file No. 32), entitled

A bill to provide wives with property and maintenance from their husbands' estates when neglected or deserted by them, or when the husband has become an habitual drunkard, or has practiced extreme cruelty towards his wife or committed any offense sufficient to entitle the wife to a decree of divorce or separation.

Was read a third time, and pending the taking of the vote thereon,

By unanimous consent, Mr. Taylor moved to amend the bill as follows:

1. By inserting in line 14 of section 1 after the word "hearing" the word "either."

2. By inserting in line 16 of section 1, after the word "petition," the words, "or unless such a state of facts set out in the petition shall be proven as shall make it appear that the respondent has deserted the petitioner with intent to leave her without adequate means of support without good and sufficient cause."

3. By inserting in line 7 of section 2 after the word "that" the word "if."

4. By striking out of line 8, of section 2, the word "and" and inserting in lieu thereof the word "or" and inserting after the "personal" the word "credits."

5. By striking out of line 10, of section 2, the word "such" and inserting in lieu thereof the word "the."

6. By striking out of line 10 of section 2 the word "or" and inserting in lieu thereof the word "and."

7. By inserting in line 10 of section 2 after the word "incumbrance" the words "of such property, stocks and securities and the collection of such credits."



8. By inserting in line 11 of section 2 after the word "husband," the words "or his debtor."

9. By striking out of line 12 of section 2 the word "with," and inserting in lieu thereof the word "upon."

10. By inserting in line 12 of section 2 after the word "transfer" the words "or incumbrance."

11. By inserting in line 13 of section 2 after the word "property" the words "and from the payment of such debts."

12. By inserting in line 14 of section 2 after the word "person" the words "but such injunction shall not be held to affect the duty of a register of deeds to record any deed or other instrument, properly executed, delivered to him for that purpose."

Pending the vote on the motion to amend,

On motion of Mr. Wesselius,

The bill was laid on the table.

Senate bill No. 72 (file No. 33), entitled

A bill to amend section 22 of chapter 177 of the compiled laws of 1871, being section 6776 of Howell's annotated statutes, relative to oaths of executors, administrators, guardians, etc., in proceedings in probate courts,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Gurney,	Mr. Ranney,
Berry,	Giddings,	Holbrook,	Taylor,
Chapman,	Gilmore,	Leavitt,	Toan,
Colgrove,	Green,	McCormick,	Wesselius,
Den Herder,	Griffey,	Nagel,	President
Dunstan,	Grosfield,	Palmer,	<i>pro tem.</i> , 23

#### NAYS.

0

Title agreed to.

On motion of Mr. Dunstan,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The Senate resumed the order of

#### REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 516, entitled

A bill to extend the time for the collection of taxes in the city of Stanton, in the county of Montcalm, for the year 1888,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Holbrook,	Mr. Rentz,
Berry,	Giddings,	Leavitt,	Taylor,
Blackwell,	Gilmore,	McCormick,	Toan.
Chapman,	Green,	Nagel,	Wesselius,
Colgrove,	Griffey,	Palmer,	President
Den Herder,	Grosfield,	Ranney,	<i>pro tem.</i> ,
Dunstan,	Gurney,		25

#### NAYS.

0

Title agreed to.

On motion of Mr. Palmer,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. McCormick,

Leave of absence was granted to himself for the rest of this week.

On motion of Mr. Colgrove,

The Senate adjourned.

*Lansing, January 27, 1889.*

The Senate met and was called to order by the President at 2 o'clock P. M.

Roll called: a quorum present.

#### PRESENTATION OF PETITIONS.

No. 200. By Mr. Holbrook: Remonstrance of Geo. B. Vanetta, J. H. Forester and 29 others, taxpayers and residents of Ingham county against the repeal of the mortgage tax law.

Referred to the committee on judiciary.

No. 201. By Mr. Blackwell: Remonstrance of Victor Herrick and 47 others, against the passage of the bill creating the township of Inwood in the county of Schoolcraft.

On motion of Mr. Blackwell,

The remonstrance were read at length, and spread at large on the Journal, as follows:

*Thompson, February 4, 1889.*

We, the undersigned, residents and taxpayers of the township of Thompson, Schoolcraft County, Michigan, protest against the organization of the township of Inwood in said county for the following reasons:

1. The bill for the organization of said township as now drafted embraces seven-eighths of the territory now comprised in said Thompson township leaving us but one-eighth of the territory.

2. It is an unjust division of territory.

Referred to the committee on counties and townships.

#### REPORTS OF STANDING COMMITTEES.

By the committee on counties and townships:

The committees on counties and townships to whom was referred Senate bill No. 366, entitled

A bill to detach certain territory from the town of East Bay, in the county of Grand Traverse, and attach the same to the town of Traverse, in said county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. DEN HERDER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Leavitt,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Gurney,	Mr. Ranney,
Berry,	Giddings,	Harshaw,	Rentz,
Blackwell,	Gilmore,	Holbrook,	Taylor,
Chapman,	Gorman,	Leavitt,	Toan,
Den Herder,	Green,	Milnes,	Wesselius,
Dunstan,	Griffey,	Nagle,	Wisner,
Fox,	Grosfield,	Palmer,	President

*pro tem.*

28

#### NAYS.

0

Title agreed to.

On motion of Mr. Leavitt,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on religious and benevolent societies:

The committee on religious and benevolent societies, to whom was referred House bill No. 53 (file No. 32), entitled

A bill to amend section 1 of act No. 192 of the general laws of 1867, entitled "An act to provide for the incorporation of associations, conventions, conferences, or religious bodies for literary, religious, or other benevolent purposes," approved March 27, 1867, being section 4722 of Howell's annotated statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompany-

ing amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

J. DEN HERDER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Den Herder,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on counties and townships:

The committee on counties and townships, to whom was referred

Senate bill No. 173, entitled

A bill to annex to the township of Escanaba a portion of the township of Minnewaska in the county of Delta,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. DEN HERDER, *Chairman*.

Report accepted and committee discharged,

On motion of Mr. Blackwell,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Harshaw,	Mr. Rents,
Berry,	Gilmore,	Holbrook,	Taylor,
Blackwell,	Gorman,	Leavitt,	Toan,
Chapman,	Green,	Milnes,	Wesselius,
Den Herder,	Griffey,	Nagel,	Wisner,
Dunstan,	Grosfield,	Palmer,	President
Fox,	Gurney,	Ranney,	<i>pro tem.</i>
Galbraith,			

28

#### NAYS.

0

Title agreed to.

On motion of Mr. Blackwell,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 230, entitled

A bill to change the corporate name of the village of Brockway Centre in the county of St. Clair to that of "Yale."

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 222, entitled

A bill to amend sections 3, 5, and 10 of act No. 134 of the laws of Michigan, of 1859, entitled "An act to incorporate the city of Niles," approved February 12, 1859, and all acts amendatory thereof.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass and ask to be discharged from further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Babcock,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Gurney,	Mr. Taylor,
Berry,	Giddings,	Holbrook,	Toan,
Blackwell,	Gilmore,	Leavitt,	Wesselius,
Chapman,	Gorman,	Milnes,	Wisner,
Colgrove,	Green,	Palmer,	President
Dunstan,	Griffey,	Ranney,	<i>pro tem.</i> , 26
Fox,	Grosfield,	Rentz,	

#### NAYS.

0

Title agreed to.

On motion of Mr. Babcock,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 68 (file No. 14), entitled

A bill to incorporate the village of Scottville, in the county of Mason,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Gurney,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Gurney,	Mr. Taylor,
Berry,	Giddings,	Harshaw,	Toan,
Blackwell,	Gilmore,	Holbrook,	Wesselius,
Chapman,	Gorman,	Leavitt,	Wisner,
Colgrove,	Green,	Milnes,	President
Dunstan,	Griffey,	Ranney,	<i>pro tem.</i> ,
Fox,	Grosfield,	Rentz,	26

## NAYS.

0

Title agreed to.

On motion of Mr. Gurney,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 196, entitled

A bill to amend secs. 2, 3, 7, 10, 14, 15, 17, 18, 21, 23, 24, 28, 29, 32, 33, 34, 35, 37, 41 and 50 of act No. 200, of the session laws of 1871, entitled "An act to incorporate the village of Caro, in the county of Tuscola," approved Feb. 21, 1871, as amended by act No. 304, of the session laws of 1881, and act No. 277, of the session laws of 1883, and to add ten new sections thereto, to stand as sections No. 60, 61, 62, 63, 64, 65, 66, 67, 68 and 69,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Fox,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Fox,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Gurney,	Mr. Rentz,
Berry,	Giddings,	Harshaw,	Taylor,
Blackwell,	Gilmore,	Holbrook,	Toan,
Chapman,	Gorman,	Leavitt,	Wesselius,
Colgrove,	Green,	Milnes,	Wisner,
Den Herder,	Griffey,	Palmer,	President
Dunstan,	Grosfield,	Ranney,	<i>pro tem.</i> , 27

## NAYS.

0

Title agreed to.

On motion of Mr. Fox,

By a vote of two-thirds of all the Senators elect the bill was ordered to take immediate effect.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following:

1. Senate bill No. 19 (file No. 10), entitled

A bill to change the name of Sibelia Carpenter to Sibelia Carpenter Davis.

2. Senate joint resolution No. 6, entitled

Joint resolution to amend section 6 of article 6 of the constitution of the State of Michigan, relative to circuit courts.

C. G. GRIFFEY,  
*Acting Chairman.*

Report accepted.

By the committee on railroads:

The committee on railroads, to whom was referred

House bill No. 265, entitled

A bill to authorize a railroad company to sell and convey its property and franchises to any other railroad company and to provide for securing payment therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendments, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

C. G. GRIFFEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wisner,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Gurney,	Mr. Taylor,
Berry,	Galbraith,	Harshaw,	Toan,
Blackwell,	Giddings,	Holbrook,	Wesselius,
Chapman,	Gilmore,	Leavitt,	Wisner,
Colgrove,	Green,	Nagel,	President,
Den Herder,	Griffey,	Ranney,	<i>pro tem.</i> ,
Dunstan,	Grosfield,	Rentz,	26

#### NAYS.

0

Title agreed to.

On motion of Mr. Wisner,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Babcock, unanimous consent being given, offered the following resolution:

WHEREAS, The House of Representatives has authorized its committee on municipal corporations to visit Benton Harbor and St. Joseph to investigate

the situation in view of certain city and village bills now pending in that body; and

WHEREAS, The questions therein involved are likely to come before the Senate for similar investigation; and

WHEREAS, The people of Benton Harbor and St. Joseph have arranged to show the committee over the ground in dispute thoroughly; therefore

*Resolved*, That in order to expedite legislation and avoid expense and delay, the Senate committee on cities and villages, or a sub committee of the same, be and are hereby authorized to accompany the House committee to Benton Harbor, Feb. 28, 1889.

Mr. Chapman moved that the resolution be laid on the table,

Which motion did not prevail.

The question being on the adoption of the resolution,

Mr. Chapman demanded the yeas and nays.

The resolution was then adopted, a majority of all the Senators present voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr Babcock	Mr. Giddings,	Mr. Grosfield,	Mr. Palmer,	
Colgrove,	Gilmore,	Gurney,	Rentz,	
Den Herder,	Gorman,	Holbrook,	Toan,	
Dunstan,	Green,	Leavitt,	Wesselius,	
Galbraith,	Griffey,			18

#### NAYS.

Mr. Berry,	Mr. Chapman,	Mr. Milnes,	Mr. Taylor,	4
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#### MESSAGE FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE, }  
Lansing, Feb. 27, 1889. }

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate joint resolution No. 6, being

Joint resolution proposing an amendment to section 6 of article 6 of the constitution of the State of Michigan, relative to circuit courts.

Very respectfully,

C. G. LUCE,  
Governor.

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, Feb. 27, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to return to the Senate the following entitled joint resolution:



Senate joint resolution No. 11, entitled

Joint resolution proposing an amendment to section 10 of article 15 of the constitution of this State, relative to the duration of corporations,

And to inform the Senate that the House has adopted a substitute therefor, entitled

House substitute for Senate joint resolution No. 11, entitled

Joint resolution proposing an amendment to section 10 of article 15 of the constitution of this State, relative to the duration of corporations,

Which substitute has passed the House by a two-thirds majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The substitute was read a first and second time by its title, and

On motion of Mr. Wesselius,

The substitute was referred to the committee on constitutional amendments.

The President *pro tem.* also announced the following :

HOUSE OF REPRESENTATIVES, }  
*Lansing, Feb. 27, 1889. }*

*To the President of the Senate :*

Sir,—I am instructed by the House to transmit the following entitled bill :

1. House bill No. 299, entitled

A bill to amend chapter 5 of act No. 202 of the session laws of 1871, entitled "An act to incorporate the city of Marquette," approved February 27, 1871, by the addition of a new section to said charter, to stand as section 20.

2. House bill No. 212, entitled

A bill to re-incorporate the village of Linden, in the county of Genesee, and to repeal act No. 205 of the session laws of 1871, entitled an act to incorporate the village of Linden, approved March 2, 1871, and the acts amendatory thereto.

3. House bill No. 322, entitled

A bill to amend section 4 of act No. 336 of the public acts of 1879, entitled "An act to incorporate the village of Charlevoix," approved April 3, 1879.

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The second named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The third named bill was read a first and second time by its title, and

Pending its reference,

On motion of Mr. Leavitt,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Den Herder,	Mr. Griffey,	Mr. Ranney,
Berry,	Galbraith,	Gurney,	Taylor,
Blackwell,	Giddings,	Leavitt,	Toan,
Chapman,	Gilmore,	Milnes,	President
Colgrove,	Green,	Palmer,	<i>pro tem.</i> , 19

## NAYS.

0

Title agreed to.

On motion of Mr. Leavitt,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 27, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 98 (file No. 37), entitled

A bill to amend sections 2 and 3 of an act entitled "An act relative to free schools in the city of Detroit," approved Feb. 24, 1869, as amended by acts amendatory thereof.

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,  
 DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 27, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 247, entitled

A bill to revise and amend the charter of the city of Muskegon, and to define and enlarge the boundaries of said city and to repeal an act entitled "An act to incorporate the village of Lakeside in the county of Muskegon," approved March 21, 1883,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
 DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and  
Pending its reference,

On motion of Mr. Den Herder,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Den Herder,	Mr. Griffey,	Mr. Tyler,
Berry,	Galbraith,	Gurney,	Toan,
Blackwell,	Giddings,	Leavitt,	President
Chapman,	Gilmore,	Palmer,	<i>pro tem.</i> ,
Colgrove,	Green,	Ranney,	18

#### NAYS.

0

Title agreed to.

On motion of Mr. Den Herder,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, Feb. 27, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 162 (file No. 67), entitled

A bill to amend section 4686 of compiled laws of 1871, as amended by act 5 of the public acts of 1875, relative to filing and recording notice of levy on execution, being section 6173 Howell's annotated statutes.

2. House bill No. 31 (file No. 50), entitled

A bill to annul section 4420 of the compiled laws of 1871, being section 5888 of Howell's annotated statutes, relative to the appointment of commissioners on claims against estates of deceased persons,

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on judiciary.

#### MOTIONS AND RESOLUTIONS.

Mr. Leavitt offered the following resolution:

*Resolved,* That the special committee on elections be and they are hereby instructed to report what compensation, if any, should be paid to S. B. McCracken for work done by him in good faith and placed at the disposal of the committee, in view of the action of the Senate had on the 31st day of January last.

The question being on the adoption of the resolution,  
The resolution was adopted.

### THIRD READING OF BILLS.

Senate bill No. 71 (file No. 34), entitled

A bill to repeal section 21 of chapter 177 of the compiled laws of 1871, being section No. 6775 of Howell's annotated statutes relative to oaths of executors, administrators and guardians to accounts to be rendered to probate courts,

Was read a third time, and pending the taking of the vote thereon,

On motion of Mr. Colgrove,

The bill was laid on the table.

Senate bill No. 103 (file No. 29), entitled

A bill to amend section 24 of act No. 304 of the session laws of 1869, entitled "An act to incorporate the village of Orion,

Was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Griffey,	Mr. Palmer,
Berry,	Fox,	Gurney,	Taylor,
Blackwell,	Galbraith,	Holbrook,	Toan,
Chapman,	Giddings,	Leavitt,	President
Colgrove,	Gilmore,	Milnes,	<i>pro tem.</i> ,
Den Herder,	Green,		21

### NAYS.

0

Title agreed to.

On motion of Mr. Galbraith,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate joint resolution No. 2 (file No. 2), entitled

Joint resolution directing the Board of State Auditors to settle the claims of Messrs. Farrand & Shank, of the city of Lansing, county of Ingham, and Messrs. Burroughs & Company, of the city of Flint, in Genesee county, against the State of Michigan for damages sustained by reason of the passage of act number 186 of the public acts of 1885, entitled "An act to prevent deception in the manufacture and sale of dairy products and to preserve the public health,"

Was read a third time, and pending the taking of the vote thereon, by unanimous consent,

Mr. Leavitt offered the following amendments:

1. By adding a new section to the preamble, to read as follows, and to be inserted at bottom of first page, after fourth line:

WHEREAS, Said act expressly provided for full compensation for all damage directly sustained by reason of the passage of said act by "any person or persons, copartnership, corporation or company having money or property or both invested in any machinery, apparatus or stock used in connection with the manufacture of oleomargarine or any butter substitute," at the time said act should take effect, upon compliance by said damaged party or parties with certain provisions in said act set forth; and

2. Insert in line 3, page 2, after the words "claims, and," the following: "If upon such examination it shall be made to appear by competent evidence that said co-partnerships, or either of them, did, at the specified time after the passage of said act, comply, or in good faith attempt to comply, with the provisions of said act in such a manner as would have entitled said co-partnerships or either of them to compensation from the State by reason of the operation of said act, if the same had been constitutional and valid; then said Board of State Auditors shall ascertain and determine."

Pending which,

On motion of Mr. Palmer,

The further consideration of the joint resolution and amendments proposed was made the special order for March 5, 1889, at 2 o'clock P. M.

Senate joint resolution No. 11, entitled

Joint resolution asking the Michigan representatives in Congress to vote for the bill now pending before Congress for the relief of Union ex-prisoners of war,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Griffey,	Mr. Ranney,	
Berry,	Fox,	Gurney,	Taylor,	
Blackwell,	Galbraith,	Leavitt,	Toan,	
Chapman,	Giddings,	Milnes,	President	
Colgrove,	Gilmore,	Palmer,	<i>pro tem.</i> ,	21
Den Herder,	Green,			

#### NAYS.

0

Title agreed to.

On motion of Mr. Milnes,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The Senate resumed the order of

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, Feb. 27, 1889. }

To the President of the Senate:

SIR,—I am instructed by the House to return to the Senate the following entitled bills:

1.—Senate bill No. 62 (file No. 23), entitled

A bill providing for the appointment, defining the duties, and fixing the compensation of a stenographer for the first judicial circuit of the State of Michigan.

2. Senate bill No. 4 (file No. 9), entitled

A bill to change the name of Edward Thomas Clutterbuck, of the township of Sanborn, county of Alpena, State of Michigan, to Edward Thomas Sanborn.

In the passage of which the House has concurred by a majority vote of all

the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bills were referred to the committee on engrossment and enrollment for enrollment.

On motion of Mr. Fox,

The Senate went into

#### EXECUTIVE SESSION,

With open doors,

The time being 3:50 o'clock, P. M.

The Executive Session closed, the time being 4:05 o'clock, P. M.

On motion of Mr. Wisner,

Leave of absence was granted to Messrs. Barringer, Gorman, Grosfield, Nagel, Rentz, Tyler, Wisner and Harshaw, to attend the Democratic State Convention at Grand Rapids.

On motion of Mr. Blackwell,

Leave of absence was granted to himself until the return of the committee on cities and villages from Benton Harbor.

On motion of Mr. Dunstan,

Leave of absence was granted to members of the committee on asylum for the criminal insane for to-morrow and Friday.

Mr. Giddings moved that when the Senate adjourn it stand adjourned until Friday next at 2 o'clock P. M.

Which motion prevailed.

On motion of Mr. Gurney,

The Senate adjourned.

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*Lansing, March 1, 1889.*

The Senate met and was called to order by the Temporary President at 2 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Gilmore, Gorman, and Nagel.

On motion of Mr. Palmer,

Leave of absence was granted to all absentees for the day.

#### PRESENTATION OF PETITIONS.

No. 202. By Mr. Chapman: Petition of the farmers' club of Otter Creek, Jackson county, against the so-called township unit school system.

Referred to the committee on education and public schools.

No. 203. By Mr. Chapman: Petition of farmers' club of Liberty, Jackson county, asking for the passage of a law looking to the abolition of the dressed beef monopoly.

Referred to the committee on agricultural interests.

No. 204. By Mr. Den Herder: Petition for the repeal of the mortgage tax law.

Referred to the committee on judiciary.

No. 205. By Mr. Colgrove: Memorial for the relief of the farmers living within the city limits of the city of Hastings.

On motion of Mr. Colgrove,

The memorial was read at length, and spread at large on the Journal, as follows:

*To the Legislature of the State of Michigan:*

We, the undersigned, lawful voters of the city of Hastings, respectfully petition that section 32 of the charter of the city of Hastings be amended so as to read as follows, to-wit: The common council shall have power and authority to levy and collect taxes by them deemed necessary to defray the city expenses, not to exceed in any one year 1 per cent on the valuation thereof: *Provided*, that all farms, woodlands, meadows, pastures, swamp or marsh lands, and lands held and used exclusively for agricultural purposes within the city limits, and the live stock, agricultural implements, and agricultural produce thereon possessed by the owner or occupants shall not be taxed for grading, building or repairing sidewalks and crosswalks, nor for paving, nor for wells, reservoirs, water-works, fire engines, engine houses, fire department purposes, police force, nightwatch, sewers, gaslight works, electric light works, general highway purposes, nor for any purpose that is for the special benefit or protection of the built-up portion of the city: *Provided further*, that it shall be the duty of each supervisor, in making the assessment roll, either for the purpose of raising a special or a general tax, to arrange the lands, property and taxpayers upon said roll in two distinct classes. One class shall comprise all farms, woodlands, meadows, pastures, swamp or marsh lands, and lands held and used exclusively for agricultural purposes within said city limits, and the live stock, agricultural implements, and agricultural produce thereon possessed by the owners or occupants, to be known and designated as agricultural property; and all other property in said city shall be classed as city property; and each supervisor shall spread upon all the property in both classes all taxes levied for State, county, school, ward, highway, and for the payment of the salaries of the city officers; but taxes levied for general highway purposes, grading, building or repairing sidewalks and crosswalks, wells, reservoirs, water works, sewers, engine houses, gas light works, electric light works, and for paving, fire engines, fire department purposes, police force, night watch, and taxes for any purpose specially for the benefit or protection of city property, shall be spread by each supervisor only upon property in that portion of the roll which is classed as city property; and the common council shall have full power and authority to make and maintain all necessary ordinances and by-laws for the collection of the same; and every assessment of a tax lawfully imposed by said common council on any lands, tenements, or hereditaments, shall be and remain a lien thereon, from the time of imposing such tax until the payment thereof, and the owners shall be liable, on demand, to pay the tax so levied.

And that section 34 of said charter be amended so as to read as follows, to wit:

The common council shall also have full power and authority to assess and levy taxes upon real and personal property within the city limits, to the extent that said common council may deem necessary, not to exceed in any one year one-fourth of one per cent on the valuation, for the purpose of being expended up-

on the bridges, streets, lanes, alleys and public grounds of said city, in opening, working upon, grading and repairing such streets, lanes, alleys, bridges, and public grounds; and the manner of levying and collecting such taxes, and the return of property for non-payment thereof, and the sale and redemption of such property shall be the same, as near as may be, as in the assessment, levy and collection of other city taxes; and the same shall be so expended, by contract or otherwise, under the supervision of the street commissioner of said city: *Provided*, that there shall be expended in each ward an amount equal to the amount of the highway tax in said ward, unless by the consent of the alderman elect in any ward, some portion thereof shall be taken from the fund belonging to said ward, and transferred to the general fund provided for in section thirty-one of this act: *Provided further*, That for the purpose of erecting any new bridge, the common council may authorize a special tax, not exceeding one-fourth of one per cent in any one year, but no such tax shall be assessed, levied or collected unless such action of the common council shall first be submitted to the qualified electors of said city, and by them approved: *Provided further*, That all farms, woodlands, meadows, pastures, swamp or marsh lands, and lands held and used exclusively for agricultural purposes within the city limits, and the live stock, agricultural implements, and agricultural produce thereon possessed by the owner or occupants shall not be taxed for any of the purposes mentioned in this section, but that said taxes are to be spread by each supervisor only upon property to be classed as city property as provided in section 32, except for the purpose of erecting any new bridge, and for the purpose of erecting any new bridge the taxes shall be spread upon all of the property in both classes.

Referred to the committee on cities and villages.

No. 206. By Mr. Wesselius: Petition of many citizens and taxpayers of Kent county for the passage of the joint resolution relative to State and county officers.

On motion of Mr. Wesselius,

The petition was read at length, and spread at large on the Journal, as follows:

*To the Honorable the Members of the Legislature:*

We, the undersigned, electors and taxpayers residing in the county of Kent, believe that our elections are held too frequently, and that large expenses to the people are thereby unnecessarily incurred and business disturbed, respectfully urge you to pass the joint resolution relative to State and county officers, providing for holding elections once in four years hereafter instead of each two years as is now the law.

Referred to the committee on elections.

No. 207. By Mr. Galbraith: Petition of John Crawford and 12 others relative to artesian wells.

Referred to the committee on public health.

#### REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report, as correctly enrolled, signed, and presented to the Governor, the following:

1. Senate bill No. 82, entitled

A bill to incorporate the city of Gladstone, in the county of Delta.

2. Senate bill No. 222, entitled



A bill to amend sections 3, 5 and 10 of act 134 of the laws of Michigan of 1859, entitled "An act to incorporate the city of Niles," approved February 12, 1859, and all acts amendatory thereof.

3. Senate bill No. 4 (file No. 9), entitled

A bill to change the name of Edward Thomas Clutterbuck of the township of Sanborn, county of Alpena, State of Michigan, to Edward Thomas Sanborn.

C. G. GRIFFEY, *Acting Chairman.*

Report accepted.

By the committee on counties and townships:

The committee on counties and townships, to whom was referred

House bill No. 198 (House file No. 83), entitled

A bill to detach certain territory from the township of Wheatfield, of the county of Ingham, and attach the same to the township of Williamston in said county.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. DEN HERDER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Holbrook,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Harshaw,	Mr. Rentz,	
Berry,	Galbraith,	Holbrook,	Taylor,	
Chapman,	Green,	Leavitt,	Wesselius,	
Colgrove,	Griffey,	Palmer,	Tem. President	
Den Herder,	Gurney,			18

#### NAYS.

0

Title agreed to.

By the committee on counties and townships:

The committee on counties and townships, to whom was referred

Senate bill No. 147, entitled

A bill to detach certain territory from the township of Alpena, Alpena county, Michigan, and certain territory from the public schools of the township of Maple Ridge, in said county, and organize a school district, to be known as school district number thirteen, of Maple Ridge and Alpena,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that it be referred to the committee on education and public schools, and ask to be discharged from the further consideration of the subject.

J. DEN HERDER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on counties and towns:

The committee on counties and towns, to whom was referred  
Senate bill No. 117, entitled

A bill to attach certain territory in Hancock township, Houghton county, Mich., to graded school district No. 1 of said Hancock township,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that it be referred to the committee on education and public schools, and ask to be discharged from the further consideration of the subject,

J. DEN HERDER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Den Herder,

The bill was referred to the committee on education and public schools.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred  
Senate bill No. 230, entitled

A bill to amend sections 1, 2, 11, and 12 of act No. 164 of the public acts of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," approved May 21, 1881, the same being compiler's sections 5150, 5151, 5160 and 5161 of Howell's annotated statutes, as amended by act No. 93 of the public acts of 1883, approved May 16, 1883, and by act No. 266, of the public acts of 1887, approved June 27, 1887,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, and recommend that the bill be printed for the use of the committee.

A. O. BLACKWELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Green,

The bill was ordered printed for the use of the committee.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate joint resolution No. 15, entitled

Joint resolution authorizing the Auditor General to make search and demand for the safe or safes or other packages containing any books, records or files belonging to the county of Isle Royale and to safely keep the same, and to make copies, transcripts or statements of such books, records or files.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Griffey,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The joint resolution was then read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Harshaw,	Mr. Taylor,	
Berry,	Galbraith,	Holbrook,	Wesselius,	
Chapman,	Green,	Leavitt,	Wisner,	
Colgrove,	Griffey,	Palmer,	Tem. President	
Den Herder,	Gurney,	Rentz,		19

## NAYS.

0

Title and preamble agreed to.

By the committee on finance and appropriations:

The committee on finance and appropriations, to whom was referred

The matter of mileage of the members and employes of the Senate, respectfully report that they omitted the mileage of Senator C. V. Tyler, and that the same is 160 miles.

And ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Chapman,

The report was adopted.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 143, entitled

A bill to incorporate the village of Mancelona, in Antrim county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Leavitt,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Harshaw,	Mr. Taylor,	
Berry,	Galbraith,	Holbrook,	Wesselius,	
Chapman,	Green,	Leavitt,	Tem. President	
Colgrove,	Griffey,	Palmer,		
Den Herder,	Gurney,	Rentz,		28

## NAYS.

0

Title agreed to.

By the committee on elections:

The committee on elections, to whom was referred

House bill No. 117 (file No. 45), entitled

A bill providing for two voting precincts for the township of Portage, in the county of Houghton, defining the limits thereof, providing for a new

registration of the voters thereof, and determining who shall be inspectors of election therein,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

ROSWELL LEAVITT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Leavitt,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on elections:

The committee on elections, to whom was referred

Senate bill No. 121, entitled

A bill to prescribe the manner of conducting, and to prevent fraud and deception at general elections in this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that it be printed for the use of the committee.

ROSWELL LEAVITT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Leavitt,

The bill was ordered printed for the use of the committee.

By the committee on elections:

The committee on elections, to whom was referred

Senate bill No. 123, entitled

A bill to amend sections 39 and 40 of act No. 175, of the session laws of 1851, entitled "An act to provide for holding general and special elections," being sections 70 and 71 of the compiled laws of 1871 and sections 175 and 176 of Howell's annotated statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that the bill be printed for the use of the committee.

ROSWELL LEAVITT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Leavitt,

The bill was ordered printed for the use of the committee.

By the committee on elections:

The committee of elections, to whom was referred

Senate bill No. 309, entitled

A bill to preserve the purity of elections and to prevent abuses of the elective franchise by prescribing the manner and means of conducting elections, general and special,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that the bill be printed for the use of the committee.

ROSWELL LEAVITT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Leavitt,  
The bill was ordered printed for the use of the committee.

By the committee on elections :

The committee on elections, to whom was referred the matter set forth in the following resolution, to-wit:

*Resolved*, That the special committee on elections be and they are hereby instructed to report what compensation, if any, should be paid to S. B. McCracken for work done by him in good faith and placed at the disposal of the committee, in view of the action of the Senate had on the 31st day of January last,

Respectfully report that they have had the same under consideration, and have directed me to report that a majority of the committee recommend the allowance to S. B. McCracken compensation as committee clerk, for 20 days' services and 85 miles travel; in which the said majority asks the concurrence of the Senate, and the committee ask to be discharged from the further consideration of the subject.

ROSWELL LEAVITT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Leavitt,  
The report was adopted.

#### MESSAGES FROM THE GOVERNOR.

The Temporary President announced the following:

EXECUTIVE OFFICE, }  
LANSING, February 28, 1889. }

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 19, being

An act to change the name of Sibelia Carpenter to Sibelia Carpenter Davis.

O. G. LUCE,  
*Governor.*

The message was laid on the table.

The Temporary President also announced the following:

EXECUTIVE OFFICE, }  
Lansing, March 1, 1889. }

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 82, being

An act to incorporate the city of Gladstone, in the county of Delta, in the State of Michigan.

Very respectfully,

C. G. LUCE,  
*Governor.*

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The Temporary President announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 1, 1889.* }

*To the President of the Senate :*

SIR—I am instructed by the House to respectfully request the return of the following entitled joint resolution:

Senate joint resolution No. 11, entitled

Joint resolution proposing an amendment to section 10 of article 15 of the constitution of this State, relative to the duration of corporations.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

On motion of Mr. Palmer,

The committee on constitutional amendments was requested to report the joint resolution back to the Senate that it might be returned to the House.

By the committee on constitutional amendments:

The committee on constitutional amendments, to whom was referred

The House substitute for joint resolution No. 11, entitled

A joint resolution proposing an amendment to section 10 of article 15 of the constitution of this State relative to the duration of corporations,

Respectfully report the same back to the Senate, without recommendation in accordance with instructions, and ask to be discharged from the further consideration of the subject.

S. WESSELIUS, *Chairman.*

Report accepted and committee discharged.

The joint resolution was ordered returned to the House.

The Temporary President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 26, 1889.* }

*To the President of the Senate :*

SIR,—I am instructed by the House to transmit the following concurrent resolution:

*Resolved* (The Senate concurring). That the postmaster at Lansing be requested to cause the mail for members of the Legislature which arrives by the evening trains, as late as eight o'clock P. M., to be delivered to the legislative messenger, so that prompt transmission may be had of this class of correspondence,

Which has passed the House and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,

The resolution was adopted.

The temporary President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 27, 1889.* }

*To the President of the Senate :*

SIR,—I am instructed by the House to return to the Senate the following: Senate bill No. 222, entitled

A bill to amend sections 3, 5 and 10 of act No. 134 of the laws of Michi-

gan of 1859, entitled An act to incorporate the city of Niles, approved Feb'y 12, 1859, and all acts amendatory thereof.

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The temporary President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, February 27, 1889.* }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled bills:  
House bill No. 99 (file No. 76), entitled

A bill to amend sections 3, 5, 6, 7, 8, and 9 of act No. 335 of the session laws of 1885, entitled "An act to restrict the powers of the commissioners of highways of the township of Republic, in the county of Marquette, and to authorize the township board of said township to provide for maintaining the streets, sidewalks, cross-walks and alleys now or hereafter built in the village of Republic, and to maintain a fire department, and to regulate and license auctioneers and peddlers in said village, and to add one section thereto, to stand as section 10, and to authorize the township board of said township to license transient traders.

2. House bill No. 141 (file No. 91), entitled

A bill to provide for the ceding to the United States of exclusive jurisdiction over the site and grounds selected, or to be hereafter selected, for the erection of a public building for the use of the United States postoffice, custom house, court, internal revenue office, and other public offices of the United States in the city of Jackson, Michigan, during the time the United States shall be or remain the owner thereof, for all purposes except the administration of the criminal laws of the State of Michigan, and the service of civil process therein.

3. House bill No. 319, entitled

A bill to constitute and make the members of the board of poor commissioners of the city of Detroit members of the board of superintendents of the poor of the county of Wayne,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on counties and townships.

The second named bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Chapman,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on the order of third reading of bills.

The third named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The temporary President also announced the following :

HOUSE OF REPRESENTATIVES, }  
Lansing, March 1, 1889. }

*To the President of the Senate :*

SIR,—I am instructed by the House to transmit the following concurrent resolution :

WHEREAS, Experience has demonstrated the inadequacy of the present pension laws to deal justly with all classes of Union soldiers of the late war, especially those that suffered incarceration in rebel prisons; and

WHEREAS, By the very circumstance of the case all inmates of Southern prisons can have no hospital record upon which to build up a claim, under the present laws to the bounty of the government, which they so well deserve and of which they so much stand in need; therefore

*Resolved* (the Senate concurring), That we recommended, as one of the first duties of the incoming Congress, the passage of such laws as shall be necessary to provide to all ex-prisoners of war a pension of \$12 per month, together with the further sum of \$2 per day for each and every day such soldier languished in Confederate prisons.

*Resolved*, That it is hereby made the duty of the Secretary of State to forward a copy of this preamble and resolutions to each of our Senators and Representatives in Congress.

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,

On motion of Mr. Wisner,

The resolution was referred to the committee on military affairs.

The Temporary President announced the following :

HOUSE OF REPRESENTATIVES, }  
Lansing, March 1, 1889. }

*To the President of the Senate :*

SIR,—I am instructed by the House to return to the Senate the following entitled bill :

Senate bill No. 366, entitled

A bill to detach certain territory from the town of East Bay in the county of Grand Traverse in said county, and attach the same to the town of Traverse in said county.

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*



The bill was referred to the committee on engrossment and enrollment for enrollment.

The Temporary President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 1, 1889. }

*To the President of the Senate :*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 726, entitled

A bill to detach certain territory from the township of Cross Village, Emmet county, and to attach the same to the township of Bliss, Emmet county,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on counties and townships.

#### MOTIONS AND RESOLUTIONS.

Mr. Wisner moved to take from the table

House bill No. 29 (file No. 10), entitled

A bill to require all sureties on bonds in judicial proceedings to justify in writing and under oath, and prescribing the requirements of such justification.

Which motion prevailed.

On motion of Mr. Wisner,

The bill was referred to the committee on judiciary.

#### GENERAL ORDER.

On motion of Mr. Fox,

The Senate went into committee of the whole on the general order,

Whereupon the Temporary President called Mr. Fox to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

#### I.

Senate bill No. 3 (file No 16), entitled

A bill to provide additional record evidence of the trust capacity of executors, administrators and guardians in certain cases.

House bill No. 53 (file No. 32), entitled

A bill to amend section 1 of act No. 192 of the general laws of 1867, entitled "An act to provide for the incorporation of associations, conventions, conferences, or religious bodies for literary, religious, or other benevolent purposes," approved March 27, 1867, being section 4722 of Howell's annotated statutes.

Senate bill No. 91 (file No. 31), entitled

A bill to amend section 7852 of Howell's annotated statutes, being section 4268 of the compiled laws of 1871, relative to the partition of lands.

House bill No. 120 (file No. 53), entitled

A bill to amend sec. 1 of act number 263, of the public acts of 1879, entitled "An act to provide for the preparation, publication and distribution of a Legislative Manual," approved May 31, 1879, as amended by Act No. 79, public acts of 1887, approved April 21, 1887.

House bill No. 27 (file No. 26), entitled

A bill to amend section 4 of act No. 146 of public acts of 1887, entitled "An act to amend sections 4, 6, 7, 12 and 14 of chapter 21 of Howell's annotated statutes, being compiler's sections 799, 801, 802, 807 and 809, relative to partition fences."

House bill No. 230, entitled

A bill to change the corporate name of the village of Brockway Centre, in the county of St. Clair, to that of "Yale."

House bill No. 117 (file No. 45), entitled

A bill providing for two voting precincts for the township of Postage, in the county of Houghton, defining the limits thereof, providing for a new registration of the voters thereof, and determining who shall be inspectors of election therein.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have had under consideration the following:  
Senate bill No. 95 (file No. 35), entitled

A bill to repeal act No. 157 of the laws of 1885, being an act to provide for the adjudication and payment of certain claims for state bounties due to Michigan soldiers and supposed to have been paid by the state upon forged or fraudulent vouchers.

Have directed their chairman to report the same back to the Senate, with the recommendation that the bill be laid on the table.

E. G. FOX, *Chairman.*

The Temporary President having taken the chair,

The report was accepted and the committee discharged.

The first above named bills were placed on the order of third reading of bills.

On motion of Mr. Fox,

The Senate concurred in the recommendation of the committee regarding the second named bill, and the same was laid on the table.

Mr. Gurney moved that 100 extra copies of

Senate bill No. 133, entitled

A bill to provide for the taxation and regulation of the business of manufacturing, selling, keeping for sale, furnishing, giving or delivering spirituous and intoxicating liquors, and malt, brewed or fermented liquors, and vinous liquors in this State, and to repeal all acts or parts of acts inconsistent with the provisions of this act.

Be printed for the use of the Senate,

Which motion prevailed.

Mr. Taylor moved that when the Senate adjourn to-day it stand adjourned until to-morrow morning at 10 o'clock,

Which motion prevailed.

On motion of Mr. Colgrove,

The Senate adjourned.

The Temporary President announced that the Senate would stand adjourned until to-morrow morning at 10 o'clock.

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*Lansing, March 2, 1889.*

The Senate met and was called to order by the Temporary President at 10 o'clock A. M.

Roll called: not a quorum present.

Absent without leave: Messrs. Colgrove, Dunstan, Galbraith, Gilmore, Grosfield, Gurney, Nagel, Rentz, Toan and Wesselius.

On motion of Mr. Taylor,

The Senate adjourned.

The Temporary President announced that the Senate would stand adjourned until Monday next, at 2 o'clock P. M.

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*Lansing, March 4, 1889.*

The Senate met and was called to order by the President *pro tem.* at 2 o'clock P. M.

Prayer by the Rev. Mr. McSmith.

Roll called: a quorum present.

Absent without leave: Messrs. Colgrove, Den Herder, Green and Grosfield.

On motion of Mr. Giddings,

Leave of absence was granted to Mr. Colgrove for the rest of this week.

On motion of Mr. Dunstan.

Leave of absence was granted to all absentees for the day.

#### PRESENTATION OF PETITIONS.

No. 208. By Mr. Holbrook: Protest of Wm. D. Bagley and 18 other residents of Grand Traverse county against the so-called unit school bill.

On motion of Mr. Holbrook,

The protest was read at length and spread at large on the Journal, as follows:

*To the Honorable, the Senate and House of Representatives in Legislature assembled:*

Your petitioners, citizens of Old Mission, in the county of Grand Traverse, State of Michigan, respectfully represent that the present system of each school district managing its own affairs is the best, for the following reasons, to-wit:

1. Each district is best acquainted with its needs and the most unprejudiced judge of what should be done.

2. Education of the young should be disassociated with politics and in no way can it be so effectually done as in the present system.

3. The present amount of school tax paid by rural districts is very heavy, and would necessarily be greatly increased were the township plan adopted.

4. Let those who want more than a common school education pay for the same out of their individual pockets, and not compel those who are compelled to leave school at an early age to earn a livelihood to pay for an academy which they are unable to attend.

Referred to the committee on education and public schools.

No. 209. By Mr. Holbrook : Memorial of Hesperia Grange No. 495, relative to trusts.

On motion of Mr. Holbrook,

The memorial was read at length, and spread at large on the Journal, as follows:

*To the Senate and House of Representatives of the State of Michigan :*

WHEREAS, Modern forms of monopoly, disguised under the apparently harmless name of "trusts," by methods of manipulation best known to themselves are enabled to control the price of the products of labor, unsettle values, nullify the law of supply and demand, and through them rob industry of its legitimate reward. Therefore be it

*Resolved,* That labor and those who follow its avocations are essential elements in a well regulated and successful commonwealth, and that their interests and prosperity should ever receive the careful guardianship and protection of law.

*Resolved,* That monopolies under any form or name are detrimental to the interests of society, dangerous elements in a republican form of government, and should be suppressed by law.

*Resolved,* That to submit to the daily increasing numbers and demands of these soulless "trusts" and their methods of enriching the few at the expense of the wealth producing classes would be unworthy of any people who know their rights and know how to maintain them; and that protection which we ask from government, the arm created to protect the rights of all.

*Resolved,* That the bill now pending before the Legislature of Michigan known as Senate bill No. 34, introduced by Senator Holbrook, Jan. 17, 1889, and entitled "A bill declaring certain contracts, agreements, understandings, or combinations, unlawful, and to provide punishments for those who shall enter into the same," meets with our hearty concurrence. We, therefore respectfully ask for its passage at an early date by your honorable body.

JANE JEWELL,

*Secretary Hesperia Grange, No. 495.*

Referred to the committee on judiciary.

No. 210. By Mr. Holbrook :

Resolutions adopted by the farmers and bee keepers' association of Newaygo county, asking for the passage of Senator Holbrook's "trust" bill.

Referred to the committee on judiciary.

No. 211. Mr. Holbrook :

Petition of the common council of the city of Lansing relative to the mortgage tax laws.

Referred to the committee on judiciary.

No. 212. By Mr. Holbrook:

Remonstrance of Wm. D. Bagley, C. L. Robinson and 20 other citizens of Old Mission, Grand Traverse county, against the repeal of the mortgage tax law.

Referred to the committee on judiciary.

No. 213. By Mr. Holbrook: Remonstrance of John J. Sardis, M. Chandler, A. D. Ladd and 21 other citizens of Grand Traverse county, against the repeal of the mortgage tax law.

Referred to the committee on judiciary.

No. 214. By Mr. Holbrook: Petition of E. O. Ladd, J. O. Gill and 22 other residents of Grand Traverse county, in favor of a uniform rate of two cents per mile on all railroads.

Referred to the committee on railroads.

No. 215. By Mr. Leavitt: Petition of L. Roscoe and 57 others, resident taxpayers of the village of Mancelona, Antrim county, in favor of the incorporation of said village.

Referred to the committee on cities and villages.

No. 216. By Mr. Leavitt: Petition of D. W. Lazell and 17 other resident taxpayers of Mancelona, in favor of the incorporation of said village.

Referred to the committee on cities and villages.

No. 217. By Mr. Leavitt: Protest of E. Spicher and 8 others, resident taxpayers of Mancelona, against the incorporation of said village.

Referred to the committee on cities and villages.

No. 218. By Mr. Toan: Remonstrance of Ed. J. Plumstead and 71 other citizens of St. Johns, against the granting of a city charter to said village.

Referred to the committee on cities and villages.

No. 219. By Mr. Nagel: Resolutions of the common council of Detroit asking that no action be taken on any amendment to the charter of said city until the same has been passed upon by said council.

Referred to the committee on cities and villages.

No. 220. By Mr. Gilmore: Petition of S. Barritt and 53 others against the adulteration of cider vinegar.

Referred to the committee on public health.

#### REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following:

1. Senate bill No. 62 (file No. 23), entitled

A bill providing for the appointment, defining the duties, and fixing the compensation of a stenographer for the first judicial circuit of the State of Michigan.

2. Senate bill No. 366, entitled

A bill to detach certain territory from the township of East Bay, in the county of Grand Traverse, and attach the same to the township of Traverse, of said county.

3. Senate substitute for House bill No. 305, entitled

A bill to detach certain territory from the township of Hiawatha, in the county of Schoolcraft, to organize the same into a new township to be known

as the township of Harrison and to provide for the appointment of boards of registration and inspectors of election for said township of Harrison.

C. G. GRIFFEY,  
*Acting Chairman.*

By the committee on finance and appropriations:

The committee on finance and appropriations, to whom was referred Senate bill No. 207, entitled

A bill to provide for an appropriation for the preparation, publication and distribution of the proceedings of the annual meetings of the Michigan superintendents of the poor for the years 1889 and 1890,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Chapman,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on finance and appropriations:

The committee on finance and appropriations, to whom was referred Senate bill No. 39, entitled

A bill making an appropriation for the purchase of books for the State library and for other purposes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and recommend that the librarian's statement accompanying this report be printed in the journal and ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

The following is the librarian's statement:

*State Library Statement, March 1, 1889.*

DR.		
Balance of appropriation on hand October 30, 1886.....	\$491 87	
Appropriation for years 1887 and 1888.....	6,000 00	
		<u>\$6,491 87</u>
CR.		
By paid for law books.....	\$4,582 63	
" " miscellaneous books.....	1,194 82	
" bills due for law books.....	\$550 00	
" " " miscellaneous books.....	194 48	
	<u>714 48</u>	
		<u>\$6,491 87</u>
Appropriation asked for 1889 and 1890.....		<u>\$6,000 00</u>

Estimated for Law Periodicals and Digest.....	\$151 75
“ “ American Court Reports and Digest.....	1,800 00
“ “ English, Scotch and Irish Reports and Digests.....	1,500 00
“ “ Law text books.....	1,000 00
“ “ Statute Law.....	550 00
“ “ miscellaneous books: History, Political Science, directories, atlases, cyclopedias, dictionaries, etc.....	998 25
	<u>\$6,000 00</u>

By the committee on supplies and expenses:

The committee on supplies and expenses, to whom was referred the following accounts:

The Michigan Senate to Michigan Congress Water Co., Dr.

To mineral water, 14 days, 140 gallons, at 10c..... \$14 00

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending the allowance of the same, and asked to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman*,

Report accepted.

Mr. Babcock moved that the report be adopted.

Which motion did not prevail.

By the committee on banks and incorporations:

The committee on banks and incorporations to whom was referred

House bill No. 39 (file No. 40), entitled

A bill to authorize the formation of corporations for the purchase and improvement of grounds to be occupied for summer homes, for camp meetings, for meetings of assemblies or associations, and societies organized for intellectual and scientific culture and for the promotion of the cause of religion and morality, or for any or all of such purposes.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

F. B. GALBRAITH, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Galbraith,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was read a third time, and

On motion of Mr. Palmer,

The bill was referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE, }  
LANSING, March 4, 1889. }

To the Senate:

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 222, being

An act to amend sections 3, 5 and 10 of act No. 184 of the laws of Michigan of 1859, entitled "An act to incorporate the village of Niles," approved Feb. 12, 1859, and all acts amendatory thereof.

C. G. LUCE,  
Governor.

The message was laid on the table.

The President *pro tem.* also announced the following:

EXECUTIVE OFFICE, }  
Lansing, March 2, 1889. }

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 4, being

An act to change the name of Edward Thomas Clutterbuck of the township of Sanborn, county of Alpena, State of Michigan, to Edward Thomas Sanborn,

C. G. LUCE,  
Governor.

The message was laid on the table.

#### COMMUNICATIONS FROM STATE OFFICERS.

The President *pro tem.* also announced the following:

MICHIGAN—DEPARTMENT OF STATE, }  
OFFICE OF THE SECRETARY. }  
Lansing, March 4th, 1889. }

*To the President of the Senate:*

SIR,—In compliance with a concurrent resolution bearing date January 31, 1889, I have the honor to transmit herewith a tabulated statement showing the amount paid by the respective counties of this State for meetings of the board of supervisors for the years 1887 and 1888 respectively.

G. R. OSMUN,  
Secretary of State.

The following is the statement:

*Amounts paid by the respective Counties of this State for meetings of the Boards of Supervisors.*

State.	1887.			1888.		
	Mileage.	Per diem.	Total.	Mileage.	Per diem.	Total.
Total.....	\$7,508 99	\$72,758 54	\$81,944 41	\$7,787 72	\$71,079 03	\$80,549 66
Alcona.....	\$110 80	\$108 00	\$218 80	\$156 92	\$182 00	\$288 92
Alger.....	154 80	117 60	272 40	74 40	75 80	150 20
Allegan.....	142 08	1,296 00	1,438 08	182 66	1,512 00	1,694 66
Alpena.....	50 24	249 00	299 24	40 48	249 00	289 48
Antrim.....	41 98	531 00	572 98	30 10	50 00	80 10
Arenac.....	80 48	591 00	671 48	69 12	684 50	753 62
Baraga.....	44 78	150 84	195 62	54 24	177 00	231 24
Barry.....	125 10	896 24	1,021 44	84 90	899 04	983 94



*Amounts paid.—Continued.*

State.	1887			1888.		
	Mileage.	Per diem.	Total.	Mileage.	Per diem.	Total.
Bay.....	\$141 84	\$2,965 00	\$3,096 84	\$164 28	\$3,067 00	\$3,231 28
Benzie.....	83 12	321 00	354 12	43 94	461 00	509 94
Berrien.....	124 30	899 00	1,023 30	121 86	879 00	1,000 86
Branch.....	137 50	1,140 02	1,377 52	139 00	1,122 00	1,261 00
Calhoun.....	107 76	1,263 00	1,370 76	109 80	1,230 00	1,339 80
Cass.....	46 52	576 00	622 52	46 72	576 00	622 72
Charlevoix.....	40 82	270 00	310 82	31 64	422 00	504 64
Cheboygan.....	89 64	672 00	761 64	89 64	714 00	803 64
Chippewa.....			524 18			772 41
Clare.....	56 40	609 00	667 40	67 68	581 50	649 18
Clinton.....	42 30	694 86	737 16	42 30	719 54	761 84
Crawford.....	70 22	652 88	723 10	64 22	615 00	681 22
Delta.....	74 94	519 00	593 94	108 26	669 00	777 26
Eaton.....	63 76	1,277 00	1,340 76	65 76	1,214 50	1,280 26
Emmet.....	56 10	291 00	347 10	29 38	180 00	209 38
Genesee.....	88 32	1,144 00	1,232 32	134 22	1,452 00	1,586 22
Gladwin.....	56 08	454 00	515 08	37 02	490 50	527 52
Gogebio.....	95 04	135 00	230 04	158 40	325 00	483 40
Grand Traverse.....	49 40	302 00	351 40	74 10	507 00	581 10
Gratiot.....	75 48	966 00	1,041 48	48 48	918 00	966 48
Hillsdale.....	77 76	1,330 00	1,457 76	85 26	1,220 00	1,305 26
Houghton.....	111 36	321 00	433 36	31 84	390 00	381 84
Huron.....	22 26	762 42	784 68	22 26	1,155 52	1,177 78
Ingham.....	125 14	1,220 00	1,415 14	138 72	1,336 00	1,524 72
Ionia.....			1,141 70			910 50
Iosco.....	149 68	753 00	902 68	96 22	540 00	638 22
Iron.....	267 50	468 00	735 50	188 90	222 00	451 90
Isabella.....	89 86	1,041 00	1,130 86	31 96	864 00	945 96
Jackson.....	118 12	1,890 00	1,978 12	117 46	2,019 00	2,136 46
Kalamazoo.....	119 04	1,064 16	1,183 20	145 16	1,110 96	1,256 14
Kalkaska.....	48 54	716 40	764 94	47 34	648 00	695 34
Kent.....	260 02	2,570 00	2,820 02	382 80	4,069 00	4,441 80
Keweenaw.....	16 32	60 00	76 32	30 24	96 00	126 24
Lake.....	72 84	594 50	677 34	47 52	570 00	617 52
Lapeer.....	66 58	591 00	657 58	92 96	698 00	730 96
Leelanaw.....	42 84	265 50	308 34	20 88	165 00	185 88
Lenawee.....	155 76	1,872 00	2,027 76	153 60	1,560 00	1,713 60
Livingston.....	77 37	316 00	393 37	48 92	578 00	622 92

*Amounts paid.—Continued.*

State.	1887.			1888.		
	Mileage.	Per diem.	Total.	Mileage.	Per diem.	Total.
Luce.....	\$16 92	\$267 60	\$284 52	\$26 52	\$175 00	\$201 52
Mackinac.....	105 44	744 00	849 44	128 22	915 00	1,043 22
Macomb.....	96 70	663 00	759 70	61 14	561 00	622 14
Manistee.....	112 88	1,066 00	1,168 88	59 28	730 00	779 28
Manitou.....	64 00	72 88	136 88	64 00	67 46	131 46
Marquette.....	267 02	642 00	909 02	381 12	678 00	1,059 12
Mason.....	109 04	1,320 00	1,429 04	67 62	1,122 00	1,189 62
Mecosta.....	95 40	1,449 00	1,544 40	96 20	1,449 00	1,547 20
Menominee.....	180 42	470 00	650 42	475 14	921 00	1,396 14
Midland.....	70 20	882 00	952 20	49 78	793 00	842 78
Missaukee.....	48 10	726 00	784 10	48 70	714 00	762 70
Monroe.....	72 36	1,388 00	1,456 36	72 36	1,388 00	1,456 36
Montcalm.....	93 78	811 50	905 28	91 38	915 00	1,006 38
Montmorency.....	55 62	396 00	391 62	54 16	342 00	396 16
Muskegon.....	60 72	1,455 00	1,515 72	61 64	1,605 00	1,666 64
Newaygo.....	141 84	1,211 62	1,353 46	142 20	896 24	1,038 44
Oakland.....	92 12	1,676 16	1,767 28	87 00	1,761 68	1,848 68
Oceana.....	44 34	840 64	884 98	46 94	768 00	814 94
Ogemaw.....	123 84	1,183 52	1,307 36	121 12	1,065 24	1,186 36
Ontonagon.....	59 16	141 00	200 16	48 00	160 00	198 00
Osceola.....	85 56	678 00	763 56	88 70	637 50	726 20
Oscoda.....	43 76	306 00	349 76	36 74	219 00	255 74
Otsego.....	23 40	295 78	319 18	23 40	191 78	215 18
Ottawa.....	92 52	1,097 58	1,190 10	185 76	1,138 75	1,324 51
Presque Isle.....	96 22	394 60	490 82	107 94	423 00	530 94
Roscommon.....	48 62	395 00	343 62	47 71	297 00	344 71
Saginaw.....	165 61	3,474 00	3,639 61	181 37	3,490 00	3,671 37
Sanilac.....	119 34	1,060 00	1,179 34	118 62	1,245 00	1,363 62
Schoolcraft.....	64 21	140 64	204 85	63 73	90 00	153 73
Shiawassee.....	123 72	1,467 00	1,590 72	154 08	1,165 00	1,319 08
St. Clair.....	125 20	1,922 00	2,047 20	66 00	1,368 00	1,434 00
St. Joseph.....	66 12	621 00	687 12	66 38	609 00	675 38
Tuscola.....	88 14	1,178 00	1,266 14	44 14	828 00	872 14
Van Buren.....	65 04	909 00	974 04	65 28	972 00	1,037 28
Washtenaw.....	124 80	1,300 00	1,424 80	80 00	1,206 00	1,286 00
Wayne.....	74 40	2,420 00	2,504 40	78 60	2,385 00	2,463 60
Wexford.....	97 14	795 00	892 14	101 10	713 50	814 60

## MESSAGES FROM THE HOUSE.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, {  
Lansing, March 2, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled joint resolution:

House joint resolution No. 15, entitled

Joint resolution authorizing the State Board of Education to transfer certain moneys appropriated by act No. 194, of the public acts of 1887, from one fund to another.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The joint resolution was read a first and second time by its title and referred to the committee on finance and appropriations.

The President also announced the following:

HOUSE OF REPRESENTATIVES, {  
Lansing, March 1, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled bill:

House bill No. 140 (file No. 98), entitled

A bill to incorporate the Woman's Relief Corps Auxilliary to the Grand Army of the Republic, department of Michigan, and subordinate corps of the Woman's Relief Corps Auxilliary to Posts of the Grand Army of the Republic.

Which has passed the House by a majority vote of all the members elect and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and

Pending its reference,

On motion of Mr. Chapman,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Holbrook,	Mr. Taylor,
Barringer,	Giddings,	Leavitt,	Toan,
Berry,	Gilmore,	McCormick,	Wisner,

Mr. Blackwell, Chapman, Fox,	Mr. Green, Griffey, Harshaw,	Mr. Nagel, Palmer, Ranney,	President <i>pro tem.</i> , 22
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NAYS. 0

Title agreed to.

On motion of Mr. Chapman,

By a vote of two-thirds of all the Senators elect the bill was ordered to take immediate effect.

The President *pro tem.* also announced the following :

HOUSE OF REPRESENTATIVES, }  
Lansing, March 1, 1889. }

*To the President of the Senate :*

Sir,—I am instructed by the House to transmit the following entitled bill: House bill No. 128 (file No. 103), entitled

A bill to incorporate the village of Shepherd, in Isabella county, Michigan.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and,

Pending its reference,

On motion of Mr. Green,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Babcock, Barringer, Berry, Blackwell, Chapman, Dunstan, Fox,	Mr. Galbraith, Giddings, Gilmore, Gorman, Green, Griffey,	Mr. Harshaw, Holbrook, Leavitt, McCormick, Nagel, Palmer,	Mr. Ranney, Taylor, Toan, Wisner, President, <i>pro tem.</i> , 24
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NAYS. 0

Title agreed to.

On motion of Mr. Green,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President *pro tem.* also announced the following :

HOUSE OF REPRESENTATIVES, }  
Lansing, March 1, 1889. }

*To the President of the Senate :*

SIR,—I am instructed by the House to return to the Senate the following entitled joint resolution:

Senate joint resolution No. 11, entitled

Joint resolution proposing an amendment to section 10 of article 15 of the constitution of this State, relative to the duration of corporations,

And to inform the Senate that the House has adopted a substitute therefor, entitled

House substitute for Senate joint resolution No. 11, entitled

Joint resolution proposing an amendment to section 10 of article 15 of the constitution of this State, relative to the duration of corporations,

Which substitute has passed the House by a two-thirds majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The joint resolution was read a first and second time by its title, and pending its reference.

On motion of Mr. Dunstan

The joint resolution was laid on the table.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, {  
Lansing, March 1, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 20 (file No. 6), entitled

A bill to reincorporate the city of Ann Arbor, revise the charter of said city and repeal all conflicting acts relating thereto,

And to inform the Senate that the House has amended the same as follows:

First—Sec. 2, page 2:

Add at the end of the section the following: "The aforesaid divisions are made by the actual or supposed continuation of the center line of each of said division streets, in the present direction thereof to the city limits."

Second. Section 7, page 4:

Amend said section so as to read as follows:

Section 7. The supervisor and aldermen of each ward shall constitute the board of registration therein, except as in this act otherwise provided. If by any reason there shall not be a full board of registration, the common council shall supply any vacancy or appoint a board of registration for the ward.

Third. Section 9, page 5:

Strike out in lines 9 and 10 the words "the supervisor and one alderman from each ward," and insert in lieu thereof the words "two members of each ward board of registration."

Fourth. Section 12, page 5:

Strike out said section entire.

Fifth. Section 19, page 6:

Amend said section so as to read as follows:

"Sec. 19. The supervisor and two aldermen of each ward shall, except as herein otherwise provided, be the inspectors of election. When any ward

shall have been divided into precincts the common council shall appoint, on the nomination of the mayor, such additional inspectors of election as shall be necessary to constitute a board of three inspectors for each of said precincts; and if at any election any of the inspectors shall not be present or remain in attendance, the electors present may choose *viva voce* such number of such electors, as with the inspector or inspectors present, shall constitute a board of three in number, and each such elector so chosen shall be inspector at that election."

Sixth. Sec. 20, page 7:

Strike out in line 3, the following words: "But one of whom shall belong to the same political party."

Seventh. Sec. 35, page 9:

Strike out all after the word "qualified" in line 3, and all of line 4.

Eighth. Sec. 44, page 11:

In line 6, between the words "by" and "the," insert the following words: "A majority of the members elect of."

Ninth. Section 88, page 23:

Add at the end of the section the following: "Within thirty days from the time such disapproval is filed with the clerk; provided that a unanimous vote of all the members elect shall be necessary to repass any disapproved resolution or order for the transfer of any money from one fund to another."

Tenth. Section 89, page 23:

Add in subdivision "first," after the word "purpose," the following: "To license newsboys, prohibit the sale of indecent and obscene newspapers, or other indecent and obscene publications, and authorize the seizure and destruction of the same."

Also,

Add in subdivision "sixth," after the word "markets" the word "stables."

Eleventh. Section 91, page 28:

Amend said section so as to read as follows:

"Section 91. Whenever by the provisions of this act, the common council shall be authorized to pass ordinances for any purpose they may prescribe fines, penalties and forfeitures for the violation of the same, not exceeding \$100 or imprisonment not exceeding 90 days, or both, in the discretion of the court. Such imprisonment may be in the common jail of the county of Washtenaw, in the city lock up, or in the Detroit House of Correction. The fine, penalty or imprisonment for the violation of any ordinances shall be prescribed therein; and during such imprisonment all such offenders may be kept at labor."

Twelfth. Section 125, page 37:

Insert in line 1, after the words "expenses of," the words "building sewers."

Thirteenth. Sec. 128, page 38:

Insert in line 34 after the words "half day" the following words: "And six cents a mile for every mile actually traveled."

Fourteenth. Sec. 131, page 40:

Strike out in line 21 the word "of" and insert in lieu thereof the words, "for such pavement, signed by."

Fifteenth. Sec. 135, page 42:

Strike out all after the word "May," in line 5, and all in line 6.

Sixteenth. Sec. 140, page 45:

Insert in line 12, after the word "streets," the word "sidewalks."

Seventeenth. Sec. 181, page 58:

Strike out the entire section.

Eighteenth. Sec. 188, page 60:

Strike out, in line 5, the words, "the taxpayers of said city, who are electors," and insert in lieu thereof the following: "by a majority of the electors of said city, voting thereon."

Nineteenth. Sec. 191, page 61:

Strike out the entire section.

Twentieth. Sec. 189, pages 60 and 61.

Strike out the entire section.

Twenty-first. A renumeration of all the sections in the bill, consecutively, from No. 1 to the last section in the bill.

In the passage of which as thus amended the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

On motion of Mr. Gorman,

The bill was referred to the committee on cities and villages.

#### MOTIONS AND RESOLUTIONS.

On motion of Mr. Leavitt,

By a vote of two-thirds of all the Senators elect,

Senate bill No. 143, entitled

A bill to incorporate the village of Mancelona, in Antrim county,

Was ordered to take immediate effect.

On motion of Mr. Griffey,

By a vote of two-thirds of all the Senators elect.

Senate joint resolution No. 15, entitled

Joint resolution authorizing the Auditor General to make search and demand for the safe or safes or other packages containing any books, records or files belonging to the county of Isle Royale and to safely keep the same, and to make copies, transcripts or statements of such books, records or files,

Was ordered to take immediate effect.

On motion of Mr. Holbrook,

By a vote of two-thirds of all the Senators elect,

House bill No. 198 (file No. 83), entitled

A bill to detach certain territory from the township of Wheatfield, of the county of Ingham, and attach the same to the township of Williamston in said county,

Was ordered to take effect March 20, 1889.

Mr. Chapman offered the following concurrent resolution:

Concurrent resolution authorizing the Quartermaster General to loan certain camp equipage to to the organization known as the Sons of Veterans.

*Resolved by the Senate, (the House concurring), That the Quartermaster General be and is hereby authorized to loan to the Sons of Veterans in this State so much of the camp equipage, including tents, etc., belonging to the State, as may be necessary to be used at their State encampment.*

*Provided, That the Quartermaster General shall send competent persons in*

charge of said equipage, and that all the expenses and damages, except ordinary wear and tear, shall be borne by said Sons of Veterans.

*And provided further,* That the same shall not interfere with the use of camp equipage by State troops.

The question being on the adoption of the resolution,

The resolution was adopted.

Mr. Gilmore moved to take from the table

Senate bill No. 280, entitled

A bill to prohibit the hunting, pursuing, or killing rabbits by ferrets in the county of Lenawee, in the State of Michigan,

Which motion prevailed.

On motion of Mr. Gilmore,

The bill was referred to the committee on agricultural interests.

### THIRD READING OF BILLS.

House bill No. 141 (file No. 91), entitled

A bill to provide for the ceding to the United States of exclusive jurisdiction over the site and grounds selected or to be hereafter selected, for the erection of a public building for the use of the United States postoffice, custom house, court, internal revenue office and other public offices of the United States, in the city of Jackson, Michigan, during the time the United States shall be or remain the owner thereof, for all purposes except the administration of the criminal laws of the State of Michigan, and the service of the civil process therein,

Was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Harshaw,	Mr. Ranney,
Barringer,	Giddings,	Holbrook,	Taylor,
Berry,	Gilmore,	Leavitt,	Toan,
Chapman,	Gorman,	McCormick,	Wisner,
Dunstan,	Green,	Nagel,	President
Fox,	Griffey,	Palmer,	<i>pro tem.,</i>
			23.

### NAYS.

0

Title agreed to.

On motion of Mr. Chapman,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 3 (file No. 16), entitled

A bill to provide additional record evidence of the trust capacity of executive administrators and guardians in certain cases.

Pending its third reading,

On motion of Mr. Fox,

The bill was laid on the table.

House bill No. 53 (file No. 32), entitled

A bill to amend section one of act number one hundred and ninety-two of the general laws of 1867, entitled "An act to provide for the incorporation of



associations, conventions, conferences or religious bodies for literary, religious or other benevolent purposes," approved March 27, 1867, being section 4722 of Howell's annotated statutes.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Holbrook,	Mr. Taylor,
Barringer,	Gilmore,	Leavitt,	Toan,
Berry,	Gorman,	Nagel,	Wisner,
Chapman,	Green,	Palmer,	President
Dunstan,	Griffey,	Ranney,	<i>pro tem.</i> ,
Fox,	Harshaw,		21

## NAYS.

0

Title agreed to.

Senate bill No. 91 (file No. 31), entitled

A bill to amend section 7852 of Howell's annotated statutes, being section 6268 of the compiled laws of 1871, relative to the partition of lands.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Griffey,	Mr. Ranney,
Barringer,	Galbraith,	Holbrook,	Tyler,
Berry,	Giddings,	Leavitt,	Toan,
Blackwell,	Gilmore,	McCormick,	President
Chapman,	Gorman,	Nagel,	<i>pro tem.</i> ,
Dunstan,	Green,	Palmer,	22

## NAYS.

0

The question being on agreeing to the title,

Mr. Palmer moved to amend the title as follows:

A bill to amend section 6268 of the compiled laws of 1871, being section 7852 of Howell's annotated statutes, relative to the partition of lands, Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Dunstan,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 120 (file No. 53), entitled

A bill to amend sec. 1 of act No. 263, of the public acts of 1879, entitled "An act to provide for the preparation, publication and distribution of a Legislative Manual," approved May 31, 1879, as amended by act No. 79, public acts of 1887, approved April 21, 1887.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Griffey,	Mr. Palmer,
Barringer,	Galbraith,	Harshaw,	Ranney,
Berry,	Giddings,	Holbrook,	Taylor,

Mr. Blackwell,	Mr. Gilmore,	Mr. Leavitt,	Mr. Toan,
Chapman,	Gorman,	McCormick,	Wisner,
Dunstan,	Green,	Nagel,	President
			<i>pro tem.</i> , 24

NAYS.

0

Title agreed to.

On motion of Mr. Chapman,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 27 (file No. 26), entitled

A bill to amend section 771, compiled laws of 1871, being section 799 of Howell's annotated statutes, relative to fences and fence viewers, as amended by act 146 of public acts of 1887.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Harshaw,	Mr. Ranney,
Barringer,	Giddings,	Holbrook,	Taylor,
Berry,	Gilmore,	Leavitt,	Toan,
Blackwell,	Gorman,	McCormick,	Wisner,
Chapman,	Green,	Nagel,	President
Dunstan,	Griffey,	Palmer,	<i>pro tem.</i> , 24
Fox,			

NAYS.

0

Title agreed to.

On motion of Mr. Palmer,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 230, entitled

A bill to change the corporate name of the village of Brockway Center, in the county of St. Clair, to that of "Yale."

Was read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Harshaw,	Mr. Ranney,
Barringer,	Giddings,	Holbrook,	Taylor,
Berry,	Gilmore,	Leavitt,	Toan,
Blackwell,	Gorman,	McCormick,	Wisner,
Chapman,	Green,	Nagel,	President
Dunstan,	Griffey,	Palmer,	<i>pro tem.</i> 24
Fox,			

NAYS.

0

Title agreed to.

On motion of Mr. Barringer,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 117 (file No. 45), entitled

A bill providing for two voting precincts for the township of Portage, in the county of Houghton, defining the limits thereof, providing for a new registration of the voters thereof, and determining who shall be inspectors of election therein,

Was read a third time, and pending the taking of the vote thereon,

Mr. Fox, by unanimous consent, moved to amend the bill as follows:

By inserting in section 9, line 4, after the word "special," the words "and township," and striking out the word "and" before the word "special," in said line;

Which motion prevailed and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr Babcock,	Mr. Fox,	Mr. Griffey,	Mr. Palmer,
Barringer,	Galbraith,	Harshaw,	Ranney,
Berry,	Giddings,	Holbrook,	Taylor,
Blackwell,	Gilmore,	Leavitt,	Toan,
Chapman,	Gorman,	McCormick,	Wisner.
Dunstan,	Green,	Nagel,	President
			<i>pro tem.</i> , 24
			0

#### NAYS.

Title agreed to.

On motion of Mr. Dunstan,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

#### GENERAL ORDER.

On motion of Mr. Giddings,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Taylor to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

#### I.

Senate bill No. 106 (file No. 40), entitled

A bill to amend section 3067 of the compiled laws of 1871, being section 4630 of chapter 170, of Howell's annotated statutes, relative to churches and religious societies.

Senate bill No. 104 (file No. 43), entitled

A bill to amend section 3 of act No. 153 of the public acts of 1885, entitled "An act to provide for the assessment of property, and the levy and collection of taxes thereon," approved June 9, 1885, as amended by act No. 301 of the public acts of 1887.

Senate bill No. 172 (file No. 46), entitled

A bill to amend sections 1 and 2 of act No. 42 of the public acts of 1887, approved March 21, 1887, entitled "An act to provide for the incorporation of Arbeiter Bunds."

Senate bill No. 159 (file No. 47), entitled

A bill to amend section five, of act No. 142, of the session laws of 1849, entitled "An act to incorporate the trustees of Mountain Home Cemetery," approved March 28th, 1849,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

Senate bill No. 379 (file No. 42), entitled

A bill to amend section five of act No. 70 of the session laws of 1877, entitled "An act for the more effectual prevention of cruelty to animals," being compiler's section 9395 of Howell's annotated statutes, by adding thereto a proviso authorizing the destruction of aged, maimed and worn-out animals in certain cases,

Have directed their chairman to report the same back to the Senate, with the recommendation that the bill be referred to the committee on judiciary.

## III.

The committee of the whole have also had under consideration the following:

Senate bill No. 194 (file No. 45), entitled

A bill relative to the confinement in this State of prisoners committed or sentenced by the courts of the United States or of the territories thereof.

Have directed their chairman to report the same back to the Senate, with the recommendation that the bill be referred to the committees on labor interests and State prison, jointly,

R. L. TAYLOR, *Chairman.*

The President *pro tem.* having taken the chair,

The report was accepted.

The first above named bills were placed on the order of third reading of bills.

On motion of Mr. Taylor,

The Senate concurred in the recommendation of the committee regarding the second named bill, and the same was referred to the committee on judiciary.

On motion of Mr. Taylor,

The Senate concurred in the recommendation of the committee regarding the third named bill, and the same was referred to the committees on labor interests and State prison, jointly.

On motion of Mr. Holbrook,

The Senate adjourned.

The President *pro tem.* announced that the Senate would stand adjourned until to-morrow at 2 o'clock P. M.

*Lansing, March 5, 1889.*

The Senate met and was called to order by the President *pro tem.* at 2 o'clock P. M.

Religious exercises by the Rev. Mr. Mead.

Roll called: a quorum present.

The President announced that the time had arrived for the

#### SPECIAL ORDER.

Being the consideration of

Senate joint resolution No. 2 (file No. 2), entitled

Joint resolution directing the Board of State Auditors to settle the claims of Messrs. Farrand & Shank, of the city of Lansing, county of Ingham, and Messrs. Burroughs & Company, of the city of Flint, in Genesee county, against the State of Michigan for damages sustained by reason of the passage of act number 186 of the public acts of 1885, entitled "An act to prevent deception in the manufacture and sale of dairy products and to preserve the public health,"

Together with the following proposed amendments thereto:

1. By adding a new section to the preamble, to read as follows, and to be inserted at bottom of first page, after fourth line:

WHEREAS, Said act expressly provided for full compensation for all damage directly sustained by reason of the passage of said act by "any person or persons, copartnership, corporation or company having money or property or both invested in any machinery, apparatus or stock used in connection with the manufacture of oleomargarine or any butter substitute," at the time said act should take effect, upon compliance by said damaged party or parties with certain provisions in said act set forth; and

2. Insert in line 3, page 2, after the words "claims, and," the following: "shall notify the attorney general of the time and place of such investigation and examination, and if, upon such examination, it shall be made to appear by competent evidence that said co-partnerships, or either of them, did, at the specified time after the passage of said act, comply, or in good faith attempt to comply, with the provisions of said act in such a manner as would, either in law or in equity, have entitled said co-partnerships or either of them to compensation from the State by reason of the operation of said act, if the same had been constitutional and valid; then said Board of State Auditors shall ascertain and determine."

The question being on agreeing to the first proposed amendment;

The amendment was agreed to.

The question being on agreeing to the second proposed amendment,

Mr. Leavitt demanded the yeas and nays.

The amendment was then agreed to by yeas and nays as follows:

#### YEAS.

Mr. Barringer,	Mr. Fox,	Mr. Gurney,	Mr. Milnes,
Berry,	Galbraith,	Harshaw,	Taylor,
Blackwell,	Giddings,	Holbrook,	Toan,
Chapman,	Green,	Leavitt,	Wesselius,
Den Herder,	Griffey,	McCormick,	

## NAYS.

Mr. Babcock,	Mr. Grosfield,	Mr. Ranney,	Mr. President	
Dunstan,	Nagel,	Rentz,	<i>pro tem.</i> ,	
Gilmore,	Palmer,	Wisner,		11
Gorman,				

Mr. Taylor offered the following amendment:

Insert in line 5 of the resolution after the words in the manuscript amendment "of said act," the following:

"But said board shall allow said companies no more damages than were the direct and necessary consequence of their attempt or of their taking the first step to comply in good faith with the provisions of said act."

The question being on agreeing to said amendment,

Mr. Taylor demanded the yeas and nays.

The amendment was then not agreed to by yeas and nays, as follows:

## YEAS.

Mr. Barringer,	Mr. Den Herder,	Mr. Giddings,	Mr. Leavitt,	
Blackwell,	Fox,	Green,	Milnes,	
Chapman,	Galbraith,	Gurney,	Taylor,	12

## NAYS.

Mr. Babcock,	Mr. Grosfield,	Mr. Nagel,	Mr. Toan,	
Dunstan,	Harshaw,	Palmer,	Wisner,	
Gilmore,	Holbrook,	Ranney,	President	
Gorman,	McCormick,	Rentz,	<i>pro tem.</i> ,	
Griffey,				16

Mr. Milnes moved to amend the preamble by striking out the word "appears" and insert in lieu thereof the words "it is claimed;"

Which motion prevailed.

Mr. Holbrook moved to amend the joint resolution as follows:

By striking out of line 2 of the preamble the words "destroyed and;"

Which motion prevailed.

Mr. Gilmore moved to amend the joint resolution as follows:

Amend the resolution by adding at the end thereof the following:

*Provided*, That a true and correct invoice and appraisal of each article for which an allowance shall be claimed shall first be taken by at least three disinterested persons mutually chosen by said board and said claimants, which invoice and appraisal shall be filed with the report of the final determination of said Board of State Auditors,

Which motion prevailed, and the joint resolution was so amended.

Mr. Gorman moved to amend the resolution by inserting immediately after the word "entitled" in line 8, the following:

"And the fact that the parties during the pending of the suit in the Supreme Court wherein said act was declared unconstitutional, not having surrendered their property to the sheriff, shall not operate against the said parties' right to claim for damages against the State."

Which motion did not prevail.

The question then being on the passage of the joint resolution,

It was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Grosfield,	Mr. Milnes,	Mr. Wesselius,	
Dunstan,	Gurney,	Palmer,	Wisner,	
Gilmore,	Harshaw,	Ranney,	President	
Gorman,	Holbrook,	Rentz,	<i>pro tem.</i> ,	17
Griffey,	Leavitt,			

## NAYS.

Mr. Berry,	Mr. Den Herder,	Mr. Giddings,	Mr. Taylor,	
Blackwell,	Fox,	Green,	Toan,	
Chapman,	Galbraith,	Nagel,		11

The question being on agreeing to the title,

Mr. Palmer moved to amend the title so as to read as follows:

Joint resolution authorizing the Board of State Auditors to investigate, examine and settle the claims found to be due Messrs. Farrand & Shank, of the city of Lansing, county of Ingham, and Messrs. Burroughs & Company, of the city of Flint, in Genesee county, against the State of Michigan, for damages sustained by reason of the passage of Act No. 186 of the public acts of 1885, entitled, "An act to prevent deception in the manufacture and sale of dairy products, and to preserve the public health."

Which motion prevailed.

The title as amended was then agreed to.

Mr. Dunstan moved to take from the table

House substitute for Senate joint resolution No. 11, entitled

Joint resolution proposing an amendment to section 10 of article 15 of the constitution of this State, relative to the duration of corporations,

Which motion prevailed.

On motion of Mr. Dunstan,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the joint resolution was placed on its immediate passage.

The joint resolution was then read a third time and not passed, two-thirds of all the Senators elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barringer,	Mr. Fox,	Mr. Gurney,	Mr. Taylor,	
Berry,	Galbraith,	Harshaw,	Toan,	
Blackwell,	Green,	Leavitt,	Wesselius,	
Chapman,	Griffey,	Nagel,	Wisner,	
Den Herder,	Grosfield,	Rentz,	President	
Dunstan,			<i>pro tem.</i>	21

## NAYS.

Mr. Babcock,	Mr. Holbrook,	Mr. Palmer,	Mr. Ranney,	
Giddings,	Milnes,			6

Mr. Dunstan moved to reconsider the vote by which the Senate refused to pass the joint resolution,

Which motion prevailed.

The question being on the passage of the joint resolution,

On motion of Mr. Dunstan,

The joint resolution was laid on the table.

## REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment :

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the governor, the following :

Senate bill No. 98, entitled

A bill to amend sections 2 and 3 of an act entitled "An act relative to free schools in the city of Detroit," approved Feb. 24, 1859, as amended by acts amendatory thereof.

JAS. W. McCORMICK, *Chairman.*

Mr. Fox, by unanimous consent, offered the following resolution :

*Resolved*, That a respectful message be sent to the Governor asking for the return of

Senate bill No. 98, entitled

A bill to amend section 2 and 3 of an act entitled "An act relative to free schools in the city of Detroit," approved Feb. 24, 1859, as amended by acts amendatory thereof.

The question being on the adoption of the resolution,

The resolution was adopted.

By the committee on banks and incorporations :

The committee on banks and incorporations, to whom was referred

Senate bill No. 182, entitled

A bill to authorize the board of cemetery trustees of the city of Cadillac and township of Clam Lake to convey its cemetery grounds to another cemetery association,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

F. B. GALBRAITH, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on cities and villages :

The committee on cities and villages, to whom was referred

House bill No. 69, entitled

A bill to provide for the appointment of certain officers of the city of Iron Mountain, in Menominee county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass and ask to be discharged from further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Griffey,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows :



## YEAS.

Mr. Barringer,	Mr. Giddings,	Mr. Harshaw,	Mr. Ranney,
Berry,	Gilmore,	Holbrook,	Taylor,
Blackwell,	Gorman,	Leavitt,	Toan,
Chapman,	Green,	McCormick,	Wesselius.
Den Herder,	Griffey,	Milnes,	Wisner,
Dunstan,	Grosfield,	Nagel,	President
Fox,	Gurney,	Palmer,	<i>pro tem.</i>
Galbraith,			28

## NAYS.

0

Title agreed to.

On motion of Mr. Griffey,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 337, entitled

A bill to detach certain portions of the fourth ward in the city of Pontiac, and to form another ward therefrom, to be known as the fifth ward of said city, and to provide officers for the said fifth ward, and fix the salaries of the said officers,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Galbraith,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Gurney,	Mr. Palmer,
Barringer,	Giddings,	Harshaw,	Ranney,
Berry,	Gilmore,	Holbrook,	Taylor,
Blackwell,	Gorman,	Leavitt,	Toan,
Chapman,	Green,	McCormick,	Wisner,
Den Herder,	Griffey,	Milnes,	President
Dunstan,	Grosfield,	Nagel,	<i>pro tem.</i>
Fox,			28

## NAYS.

0

Title agreed to.

On motion of Mr. Galbraith,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 184, entitled

A bill to amend sections 2 and 10 of Act No. 265, of the session laws of 1885, approved March 6, 1885, entitled "An act to re-incorporate the city of Cadillac," and to repeal Act No. 254 of the sessions laws of 1887, entitled "An act to incorporate the city of Cadillac," and repeal Act No. 336 of the session laws of 1875, approved April 22, 1875, and Act No. 304 of session laws of 1879, entitled "An act to amend section 1 of Act No. 254, session laws of 1877," approved March 20, 1877, entitled "An act to incorporate the city of Cadillac and repeal act No. 336, session laws of 1875," approved April 22, 1875, and to add one new section thereto, to stand as section 12,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Giddings,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Gurney,	Mr. Palmer,
Barringer,	Giddings,	Harsnaw,	Ranney,
Berry,	Gilmore,	Holbrook,	Taylor,
Blackwell,	Gorman,	Leavitt,	Toan,
Chapman,	Green,	McCormick,	Wesselius,
Dunstan,	Griffey,	Milnes,	Wisner,
Fox,	Grosfield,	Nagel,	President
			<i>pro tem.,</i> 28

#### NAYS.

0

Title agreed to.

On motion of Mr. Giddings,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

Senate bill No. 235, entitled

A bill to legalize certain bridge bonds issued by the village of Charlevoix, in the county of Charlevoix,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ROSWELL LEAVITT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Leavitt,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Gurney,	Mr. Rentz,
Barringer,	Galbraith,	Harshaw,	Taylor,
Berry,	Giddings,	Holbrook,	Toan,
Blackwell,	Gilmore,	Leavitt,	Wesselius,
Chapman,	Green,	McCormick,	Wisner,
Den Herder,	Griffey,	Nagel,	President
Dunstan,	Grosfield,	Ranney,	<i>pro tem.,</i>
			27

## NAYS.

0

Title agreed to.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 173 (file No. 84), entitled

A bill to vacate the township of Winona, in the county of Delta, and to incorporate its territory within the township of Sack Bay in said county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged

On motion of Mr. Blackwell,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Harshaw,	Mr. Ranney,
Barringer,	Giddings,	Holbrook,	Rentz,
Berry,	Gilmore,	Leavitt,	Taylor,
Blackwell,	Gorman,	McCormick,	Toan,
Chapman,	Green,	Milnes,	Wesselius,
Den Herder,	Griffey,	Nagel,	Wisner,
Dunstan,	Grosfield,	Palmer,	President
Fox,	Gurney,		<i>pro tem.,</i>
			30

## NAYS.

0

Title agreed to.

On motion of Mr. Blackwell,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent,

Mr. Fox moved to take from the table

House substitute for Senate joint resolution No. 11, entitled

Joint resolution proposing an amendment to section 10 of article 15 of the constitution of this State, relative to the duration of corporations.

Which motion prevailed.

The joint resolution having been read a third time, and the question being upon its passage,

After some discussion,

On motion of Mr. Dunstan,

The joint resolution was laid on the table.

By the committee on counties and townships:

The committee on counties and townships, to whom was referred

House bill No. 726, entitled

A bill to detach certain territory from the township of Cross Village, Emmet county, and to attach the same to the township of Bliss, Emmet county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. DEN HERDER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Blackwell,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Gurney,	Mr. Ranney,
Barringer,	Gilmore,	Harshaw,	Rentz,
Berry,	Gorman,	Holbrook,	Taylor,
Blackwell,	Green,	McCormick,	Wisner,
Den Herder,	Griffey,	Milnes,	President
Fox,	Grosfield,	Nagel,	<i>pro tem.,</i>
Galbraith,			24

#### NAYS.

0

Title agreed to.

On motion of Mr. Blackwell,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on counties and townships:

The committee on counties and townships, to whom was referred

House bill No. 99 (file No. 76), entitled

A bill to amend sections 3, 5, 6, 7, 8, and 9 of act No. 335 of the session laws of 1885, entitled "An act to restrict the powers of the commissioners of highways of the township of Republic, in the county of Marquette, and to authorize the township board of said township to provide for maintaining the streets, sidewalks, cross-walks and alleys now or hereafter built in the village of Republic, and to maintain a fire department, and to regulate and license auctioneers and peddlers in said village, and to add one section thereto, to stand as section 10, and to authorize the township board of said township to license transient traders,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass and ask to be discharged from the further consideration of the subject.

J. DEN HERDER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE, }  
Lansing, March 5, 1889. }

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State

Also Senate bill No. 366, being

An act to detach certain territory from the township of East Bay in the county of Grand Traverse, and attach the same to the township of Traverse in said county.

Very respectfully,

C. G. LUCE,  
*Governor.*

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 5, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill: House bill No. 136 (file No. 72), entitled

A bill to incorporate the city of Cheboygan and to repeal an act entitled "An act to re-incorporate the village of Cheboygan, in the county of Cheboygan," approved March 27, 1877,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

This bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 2, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled joint resolutions:

## 1. House joint resolution No. 10, entitled

Joint resolution authorizing the issuing of a patent to William Botruff upon primary school land certificate No. 7079.

## 2. House joint resolution No. 7, entitled

Joint resolution authorizing the governor to issue a patent to Charles French for the northwest quarter of the northeast quarter of section 16, town 6 south, of range 13 west, the same being primary school land;

Which have passed the House by a majority vote of all the members elect and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named joint resolution was read a first and second time by its title and referred to the committee on public lands.

The second named joint resolution was read a first and second time by its title, and referred to the committee on public lands.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 4, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled joint resolution:

## Senate joint resolution No. 15, entitled

Joint resolution authorizing the auditor general to make search and demand for the safe or safes or other packages containing any books, records or files belonging to the county of Isle Royale and to safely keep the same, and to make copies, transcripts or statements of such books, records or files.

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The joint resolution was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 4, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to return to the Senate the following entitled bills:

## 1. Senate bill No. 143, entitled

A bill to incorporate the village of Mancelona in Antrim county, Michigan.

## 2. Senate bill No. 79 (file No. 22), entitled

A bill to repeal act No. 157 of the public acts of 1887, entitled "An act to amend section 1 of act No. 43 of the laws of 1873, the same being compiler's section 9188 of Howell's annotated statutes relative to the fraudulent removal

or embezzlement of property leased or under contract of purchase, and to repeal section 2 of said act, the same being compiler's section 9189 of How-tated statutes "

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bills were referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following :

HOUSE OF REPRESENTATIVES, }  
Lansing, March 4, 1889. }

*To the President of the Senate :*

SIR,—I am instructed by the House to transmit the following entitled bill: House bill No. 199 (file No. 99), entitled

A bill to authorize the common council of the city of Alpena, in Alpena county, Michigan, to contract with the Alpena City Water Company to furnish water to said city for fire, domestic and other purposes, and to provide for payment of the same by taxation,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and

Pending its reference,

On motion of Mr. Harshaw,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Harshaw,	Mr. Ranney,
Barringer,	Gilmore,	Holbrook,	Rentz,
Berry,	Gorman,	Leavitt,	Taylor,
Blackwell,	Green,	McCormick,	Toan,
Chapman,	Griffey,	Milnes,	Wisner,
Fox,	Grosfield,	Nagel,	Pres't <i>pro tem.</i>
Galbraith,	Gurney,	Palmer,	27

#### NAYS.

Title agreed to.

On motion of Mr. Harshaw,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President *pro tem.* also announced the following :

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 4, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:  
 House bill No. 186 (file No. 77), entitled

A bill to amend act No. 20 of the session laws of 1855, entitled “An act for the incorporation of charitable societies,” approved February 6, 1855, as the same is now amended, by adding thereto a new section to stand as section 8, relative to the powers of corporations organized under said act as asylums for children,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 5, 1889.* }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled bill:

House bill No. 151 (file No. 100), entitled

A bill to amend section 7 of act No. 39 of the public acts of 1885, entitled “An act to regulate the employment of children, young persons and women in certain cases,” approved April 10, 1885,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on labor interests.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 5, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 208 (file No. 89), entitled

A bill to amend section 5264 of the compiled laws of 1871, being section 6829 of Howell’s annotated statutes of Michigan, relative to issuing and return of short summons in justice courts,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*



The bill was read a first and second time by its title, and referred to the committee on judiciary.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 5, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled joint resolution.

House joint resolution No. 25 (file No. 5), entitled

Joint resolution authorizing the auditor general to credit the county of Isabella certain moneys charged as taxes and interest on unpaid taxes on certain vacant Indian reservation lands in said county of Isabella.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The joint resolution was read a first and second time by its title and referred to the committee on judiciary.

#### MOTIONS AND RESOLUTIONS.

Mr. Gorman moved to take from the table

Senate bill No. 8, entitled

A bill to repeal act 112 of the session laws of 1885, entitled "An act to secure the minority of stockholders in corporations organized under general laws the power of electing representative membership in boards of directors."

Which motion prevailed.

On motion of Mr. Gorman,

The further consideration of the bill was indefinitely postponed.

Mr. Babcock moved to reconsider the vote by which the Senate refused to adopt the report of the committee on supplies and expenses March 4, 1889, recommending the allowance of the following account:

The Michigan Senate to Michigan Congress Water Co., Dr.

To mineral water, 14 days, 140 gallons, at 10c..... \$14 00

Which motion prevailed.

The question being on the adoption of the report,

The report was adopted.

Mr. Gilmore moved to take from the table

Senate bill No. 126, entitled

A bill to amend section 9 of article 2 of act No. 198 of the session laws of 1873, being an act entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," as amended by act No. 177, session laws of 1877, and act No. 116, public acts of 1883.

Which motion prevailed.

On motion of Mr. Gilmore,

The bill was referred to the committee on railroads.

Mr. Nagel moved that the committee on city and villages be instructed to report back to the Senate

Senate bill No. 414, entitled

A bill to amend sections 1, 2 and 8 of chapter 11 and sections 42 of chapter 7 of act No. 326 of the local acts of 1883, entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883;

Which motion prevailed.

By the committees on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 414, entitled

A bill to amend sections 1, 2 and 8 of chapter 11 and section 42 of chapter 7 of act No. 326 of the local acts of 1883, entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883.

Respectfully report the same back to the Senate, pursuant to instructions from the Senate.

P. RANNEY, *Chairman.*

Report accepted.

On motion of Mr. Nagel,

The bill was referred to the committee on public health.

Mr. Green moved to take from the table

Senate bill No. 261, entitled

A bill to authorize the Alma Burial Ground Association to convey the real estate held by them to the village of Alma.

Which motion prevailed.

On motion of Mr. Green,

The bill was referred to the committee on banks and incorporations.

On motion of Mr. Gurney,

The Senate adjourned.

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*Lansing, March 6, 1889.*

The Senate met and was called to order by the President *pro tem.* at 2 o'clock P. M.

Roll called: a quorum present.

#### PRESENTATION OF PETITIONS.

No. 221. By Mr. Gurney: Petition of H. H. Knapp and 36 others, asking for extending speckled trout fishing.

Referred to the committee on fisheries.

No. 222. By Mr. Gurney: Petition of A. W. Bush and 40 others, on the same subject.

Referred to the committee on fisheries.

No. 223. By Mr. Berry:

Petition of Wm. Briley and Edward J. Putman, supervisors, to set off territory in Montmorency and organize the Town of Lake.

Referred to the committee on counties and townships.

No. 224. By Mr. Berry:

Protest of Robert Rea, Wm. F. Devlin and 91 others, residents of Hillman township, Montmorency county, protesting against the setting off of territory from Montmorency township to form a new township.

Referred to the committee on counties and townships.

No. 225. By Mr. Berry: Protest of Tillison, Babcock, J. W. Arns, and 28 others *bona fide* residents of Montmorency township protesting against the setting off of any territory from Montmorency township for the purpose of organizing a new township at this time, as they deem such action relative too premature.

Referred to the committee on counties and townships.

No. 226. By Mr. Harshaw: Petition of B. R. Young, chairman of the Board of Supervisors of Alpena county and 124 other citizens of Alpena, asking for the repeal of the mortgage tax law.

On motion of Mr. Harshaw,

The petition was read at length, and spread at large on the Journal, as follows:

*To the Honorable, the Senate and House of Representatives of the State of Michigan:*

The undersigned citizens of Alpena county respectfully but earnestly ask for the repeal of Act No. 262 of the public acts of 1887, relative to the taxation of mortgages; and in support thereof respectfully submit:

1st. That the purposes of such act are contravened by the practical workings thereof; and that instead of equalizing the burdens of taxation on real and personal property it but develops the subtilty of personal property to evade and escape taxation.

2d. Purporting to equalize taxation as between mortgagee and mortgagor, it has added new and oppressive burdens to the overburdened debtor class, and is daily requiring of them the surrender of their titles to money lenders, and exemplifies the pernicious principle of governmental interference with the relations of the debtor and creditor, by causing the greatest injury to those it seeks most to benefit.

3d. In operation it discriminates against home capital in favor of foreign capital, thereby offering inducements to them to resort to inconvenient and expensive devices for evasion, and these, in the end, operate to the harassment and inconvenience of the debtor class and to the obstruction of enterprise.

4th. It manifests the alternative infirmities of double taxation, where operative, and unjust discrimination where inoperative, and with all such legislation, tends to the removal of capitalists from localities where they are best known and most needed, to localities where their possessions are less exposed to taxation, and thus injures all concerned.

For these reasons and many other reasons too numerous for detail, we favor the unconditional repeal of said act.

Referred to the committee on judiciary.

No. 227. By Mr. Leavitt: Petition of Geo. W. Sherman and others asking that certain territory be detached from the township of Garfield and attached to the township of Traverse in Grand Traverse county.

Referred to the committee on counties and townships.

## REPORTS OF STANDING COMMITTEES.

By the committee on constitutional amendments:

The committee on constitutional amendments, to whom was referred House joint resolution No. 1 (file No. 1), entitled

A joint resolution proposing an amendment to section 1, article 9, of the constitution of the State relative to the salary of governor.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

S. WESSELIUS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Giddings,

The joint resolution was made the special order for 4 o'clock this afternoon.

By the committee on constitutional amendments:

The committee on constitutional amendments, to whom was referred Senate joint resolution No. 1, entitled

A joint resolution to amend article 9 of section 1 of the constitution of the State of Michigan relative to salaries of State officers,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

S. WESSELIUS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Giddings,

The joint resolution was made the special order for 4 o'clock this afternoon.

By the committee on banks and incorporations:

The committee on banks and incorporations to whom was referred Senate bill No. 261, entitled

A bill to authorize and empower the Alma burying ground association of the village of Alma, in the county of Gratiot, to transfer and convey certain cemetery property to the village of Alma to be used for maintaining a cemetery,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

F. B. GALBRAITH, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Green,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,  
Barringer,  
Berry,

Mr. Fox,  
Galbraith,  
Giddings,

Mr. Gurney,  
Harshaw,  
Holbrook,

Mr. Rentz,  
Taylor,  
Toan,

Mr. Blackwell,	Mr. Gilmore,	Mr. Leavitt,	Mr. Wesselius,
Chapman,	Gorman,	Milnes,	Wisner,
Colgrove,	Green,	Nagel,	President,
Den Herder,	Griffey,	Palmer,	<i>pro tem.</i> ,
Dunstan,	Grosfield,	Ranney,	30

NAYS.

0

Title agreed to.

On motion of Mr. Green,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

Senate bill No. 183, entitled

A bill to repeal act No. 380 of the session laws of 1887, entitled "An act to authorize the township of Clam Lake and the city of Cadillac in Wexford county, to jointly own and control a certain cemetery in the city of Cadillac, and to create a board of trustees for the care and management of the same," Approved May 11, 1881.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

F. B. GALBRAITH, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 254 entitled

A bill to provide for building bridges situated partly in more than one township, or in one township or more than one and partly in a city or incorporated village, when any such township, city or village shall be unwilling to join or contribute to the building thereof.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 31 (file No. 50), entitled

A bill to amend section 4420 of the compiled laws of 1871, being section 5888 of Howell's annotated statutes, relative to the appointment of commissioners on claims against estates of deceased persons,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 144 (file No. 60), entitled

A bill to amend act No. 28 of the public acts of 1877, entitled "An act to provide for the appointment of an assistant prosecuting attorney for the county of Wayne," as amended by act No. 7 of the public acts of 1883, and act No. 109 of the public acts of 1885, so as to provide for the appointment of two assistant prosecuting attorneys in said county, and to define their powers and duties,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 208 (file No. 89), entitled

A bill to amend sec. 5264 of the compiled laws of 1871, being section 6829 of Howell's annotated statutes of Michigan relative to issuing and return of short summons in justice courts,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The bill was laid on the table.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following:

1. Senate bill No. 79 (file No. 22), entitled

A bill to repeal act No. 157 of the public acts of 1887, entitled "An act to amend section 1 of act No. 43 of the laws of 1873, the same being compiler's section 9188 of Howell's annotated statutes relative to the fraudulent removal or embezzlement of property leased or under contract of purchase, and to repeal section 2 of said act, the same being compiler's section 9189 of Howell's annotated statutes."

2. Senate bill No. 143, entitled

A bill to incorporate the village of Mancelona, in Antrim county.

C. G. GRIFFEY,  
*Acting Chairman.*

Report accepted.

By the committee on engrossment and enrollment:

Mr. Blackwell,	Mr. Gilmore,	Mr. Leavitt,	Mr. Wesselius,	
Chapman,	Gorman,	Milnes,	Wisner,	
Colgrove,	Green,	Nagel,	President,	
Den Herder,	Griffey,	Palmer,	<i>pro tem.</i> ,	30
Dunstan,	Grosfield,	Ranney,		

NAYS.

0

Title agreed to.

On motion of Mr. Green,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

Senate bill No. 183, entitled

A bill to repeal act No. 380 of the session laws of 1887, entitled "An act to authorize the township of Clam Lake and the city of Cadillac in Wexford county, to jointly own and control a certain cemetery in the city of Cadillac, and to create a board of trustees for the care and management of the same," Approved May 11, 1881.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

F. B. GALBRAITH, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 254 entitled

A bill to provide for building bridges situated partly in more than one township, or in one township or more than one and partly in a city or incorporated village, when any such township, city or village shall be unwilling to join or contribute to the building thereof.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 31 (file No. 50), entitled

A bill to amend section 4420 of the compiled laws of 1871, being section 5888 of Howell's annotated statutes, relative to the appointment of commissioners on claims against estates of deceased persons,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 144 (file No. 60), entitled

A bill to amend act No. 28 of the public acts of 1877, entitled "An act to provide for the appointment of an assistant prosecuting attorney for the county of Wayne," as amended by act No. 7 of the public acts of 1883, and act No. 109 of the public acts of 1885, so as to provide for the appointment of two assistant prosecuting attorneys in said county, and to define their powers and duties,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 208 (file No. 89), entitled

A bill to amend sec. 5264 of the compiled laws of 1871, being section 6829 of Howell's annotated statutes of Michigan relative to issuing and return of short summons in justice courts,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The bill was laid on the table.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following:

1. Senate bill No. 79 (file No. 22), entitled

A bill to repeal act No. 157 of the public acts of 1887, entitled "An act to amend section 1 of act No. 43 of the laws of 1873, the same being compiler's section 9188 of Howell's annotated statutes relative to the fraudulent removal or embezzlement of property leased or under contract of purchase, and to repeal section 2 of said act, the same being compiler's section 9189 of Howell's annotated statutes."

2. Senate bill No. 143, entitled

A bill to incorporate the village of Mancelona, in Antrim county.

C. G. GRIFFEY,  
*Acting Chairman.*

Report accepted.

By the committee on engrossment and enrollment:



The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate joint resolution No. 15, entitled

Joint resolution authorizing the Auditor General to make search and demand for the safe or safes, or other packages containing any books, records or files belonging to the county of Isle Royale, and to safely keep the same, and to make copies, transcripts or statements of such books, records or files.

C. G. GRIFFEY, *Acting Chairman.*

Report accepted.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 124 (file No. 71), entitled

A bill to release lessees of buildings from liability to pay rent after the destruction or injury thereof by the elements in the absence of any special provision in the lease or agreement to the contrary,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The bill was laid on the table.

By the committee on agricultural interests:

The committee on agricultural interests, to whom was referred

Senate bill No. 177, entitled

A bill giving the assent of the Legislature of the State of Michigan to the grants of moneys from the United States by act of Congress, approved March 2, 1887, being an act to establish agricultural experiment stations in connection with the colleges established in the several States under the provisions of an act of Congress, approved July 2, 1862, and acts supplementary thereto,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

R. L. TAYLOR, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on public health:

The committee on public health, to whom was referred

House bill No. 415, entitled

A bill to authorize the Board of Health of the township of Little Traverse, in Emmet county, to sell and convey a portion of the cemetery on section 11, in township 35 north, of range 6 west,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

A. MILNES, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Milnes,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Milnes,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Harshaw,	Mr. Rentz,
Barringer,	Giddings,	Holbrook,	Taylor,
Berry,	Gilmore,	Leavitt,	Toan,
Blackwell,	Gorman,	Milnes,	Wesselius,
Chapman,	Green,	Nagel,	Wisner,
Colgrove,	Griffey,	Palmer,	President
Den Herder,	Grosfield,	Ranney,	<i>pro tem.</i> ,
Dunstan,	Gurney,		29

#### NAYS.

0

Title agreed to.

On motion of Mr. Blackwell,

By a vote of two-thirds of all the Senators elect the bill was ordered to take immediate effect.

By the committee on public health:

The committee on public health, to whom was referred

House bill No. 253, entitled

A bill to provide funds to restrict the spread of dangerous communicable diseases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. MILNES, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Milnes,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Gurney,	Mr. Rentz,
Barringer,	Fox,	Harshaw,	Taylor,
Berry,	Giddings,	Leavitt,	Toan,
Blackwell,	Gilmore,	Milnes,	Wesselius,
Chapman,	Green,	Nagel,	Wisner,
Colgrove,	Griffey,	Ranney,	President
Den Herder,	Grosfield,		<i>pro tem.</i> 26

## NAYS.

Mr. Holbrook,

1

The title agreed to.

On motion of Mr. Milnes,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 319, entitled

A bill to constitute and make the members of the Board of Poor Commissioners of the city of Detroit members of the Board of Superintendents of the Poor of the county of Wayne,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Rentz,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barringer,	Mr. Galbraith,	Mr. Gurney,	Mr. Ranney,
Berry,	Giddings,	Harshaw,	Rentz,
Blackwell,	Gilmore,	Holbrook,	Taylor,
Chapman,	Gorman,	Leavitt,	Toan
Colgrove,	Green,	Milnes,	Wisner,
Dunstan,	Griffey,	Nagel,	President,
Fox,	Grosfield,	Palmer,	<i>pro. tem.</i> 27

## NAYS.

Mr. DenHerder,

1

Title agreed to.

On motion of Mr. Nagel,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 199, entitled

A bill to amend sections 2 and 3 of act No. 500 of the local acts of 1887, approved June 8, 1887, entitled "An act to incorporate the city of Marine City in the county of St. Clair," and to repeal act No. 328 of the local acts of 1885, entitled "An act to re-incorporate the village of Marine City," approved April 23, 1885.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment,

and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 245, entitled

A bill to reincorporate the village of Clarkston, Oakland county.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Galbraith,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Gurney,	Mr. Rentz,
Barringer,	Galbraith,	Harshaw,	Taylor,
Berry,	Giddings,	Holbrook,	Toan,
Blackwell,	Gilmore,	Leavitt,	Wesselius,
Chapman,	Gorman,	Milnes,	Wisner,
Colgrove,	Green,	Nagel,	President
Den Herder,	Griffey,	Palmer,	<i>pro tem.</i> ,
Dunstan,	Grosfield,	Ranney,	30

#### NAYS.

0

Title agreed to.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 267, entitled

A bill to amend chapter 6 of act No. 337 of the local acts of 1883, entitled "An act to incorporate the city of Kalamazoo," and to repeal an act entitled "An act to re-incorporate the village of Kalamazoo and to repeal all inconsistent acts and parts of acts," approved March 15, 1861, as amended by the several acts amendatory thereof, approved June 8, 1883, as amended by the several acts amendatory thereof, approved April 27, 1887, by adding 4 new sections to said chapter to stand as sections 6, 7, 8, and 9 thereof, and to amend section 11 and the 11th subdivision of section 24 of chapter 17 of said act; and to amend section 5 of chapter 18 of said act; and to amend section 10 of chapter 22 of said act; and to amend sections 1, 2, 3, 4, 5, 6 and 7 of chapter 23 of said act, and to add four new sections thereto to stand as sections 8, 9, 10 and 11 thereof,

Respectfully report that they have had the same under consideration, and

have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on cities and villages :

The committee on cities and villages, to whom was referred

House bill No. 136 (file No. 72), entitled

A bill to incorporate the city of Cheboygan, and to repeal an act, entitled "An act to re-incorporate the village of Cheboygan in the county of Cheboygan," approved March 27, 1877."

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Berry,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed upon its immediate passage.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Griffey,	Mr. Nagle,	
Barringer,	Fox,	Grosfield,	Palmer.	
Berry,	Galbraith,	Gurney,	Ranney,	
Blackwell,	Giddings,	Harshaw,	Rentz,	
Chapman,	Gilmore,	Holbrook,	Taylor,	
Colgrove,	Gorman,	Leavitt,	Toan,	
Den Herder,	Green,	Milnes,	Wisner,	28

#### NAYS.

0

Title agreed to.

On motion of Mr. Berry,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages :

The committee on cities and villages, to whom was referred

House bill No. 212, entitled

A bill to re-incorporate the village of Linden, in the county of Genesee, and to repeal act No. 205 of the session laws of 1871, entitled "An act to incorporate the village of Linden," approved March 2, 1871, and the acts amendatory thereto.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Blackwell,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Gurney,	Mr. Rentz,
Barringer,	Galbraith,	Harshaw,	Taylor,
Berry,	Giddings,	Holbrook,	Toan,
Blackwell,	Gilmore,	Leavitt,	Wesselius,
Chapman,	Gorman,	Milnes,	Wisner,
Colgrove,	Green,	Nagel,	President
Den Herder,	Griffey,	Ranney,	<i>pro tem.</i> ,
Dunstan,	Grosfield,		30

## NAYS.

0

Title agreed to.

On motion of Mr. Blackwell,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Reformatory at Ionia:

The committee on Reformatory at Ionia, to whom was referred

Senate bill No. 139, entitled

A bill to repeal Act No. 77 of the session laws of 1887, approved April 19, 1887, entitled "An Act relative to the confinement of convicted persons in the Detroit House of Correction and the State House of Correction and Reformatory at Ionia,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

WM. TOAN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Colgrove,

The consideration of the bill was made the special order for March 7, 1889, at 2 o'clock P. M.

By the committee on fisheries:

The committee on fisheries, to whom was referred

House bill No. 143 (file No. 63), entitled

A bill to amend sections 6, 7 and 8 of an act entitled "An act to provide for the erection and maintenance of shutes for the passage of fish through the dams across the streams of this State," being act No. 246 of the laws of 1861, and all amendments and additions thereto.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

T. S. GURNEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Gurney,  
The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on public lands:

The committee on public lands, to whom was referred

House joint resolution No. 7, entitled

A joint resolution authorizing the Governor to issue a patent to Charles French for the northwest quarter of the northeast quarter of section 16, town 6 south of range 13 west, the same being primary school land,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

E. G. FOX, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Fox,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the joint resolution was placed on its immediate passage.

The joint resolution was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Harshaw,	Mr. Rentz,
Barringer,	Galbraith,	Holbrook,	Taylor,
Berry,	Giddings,	Leavitt,	Toan,
Blackwell,	Gilmore,	Milnes,	Wesselius,
Chapman,	Gorman,	Nagel,	Wisner,
Colgrove,	Griffey,	Palmer,	President,
Den Herner,	Grosfield,	Ranney,	<i>pro tem.</i>
Dunstan,	Gurney,		
			29
			0

#### NAYS.

Title agreed to.

On motion of Mr. Fox,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

By the committee on public lands:

The committee on public lands to whom was referred

Senate joint resolution No. 8, entitled

A joint resolution authorizing the Governor to issue a patent of certain lands to Silas Ent,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

E. G. FOX, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Milnes,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the joint resolution was placed on its immediate passage.

The joint resolution was then read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Grossfield,	Mr. Rentz,
Barringer,	Fox,	Gurney,	Taylor,
Berry,	Galbraith,	Holbrook,	Toan,
Blackwell,	Giddings,	Leavitt,	Wesselius,
Chapman,	Gilmore,	Milnes,	Wisner,
Colgrove,	Green,	Nagel,	President,
Den Herder,	Griffey,	Ranney,	<i>pro tem.</i> ,
			27

## NAYS.

0

Title agreed to.

On motion of Mr. Milnes,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on public lands:

The committee on public lands, to whom was referred

Senate bill No. 394, entitled

A bill to amend act No. 235, public acts 1887, approved June 24, 1887, being an act entitled "An act making an appropriation of swamp land for the construction of a drain in the townships of Wisner and Gilford, Tuscola county,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

E. G. FOX, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Dunstan, by unanimous consent, moved to take from the table

House substitute for Senate joint resolution No. 11, entitled

Joint resolution proposing an amendment to section 10 of article 15 of the constitution of this State, relative to the duration of corporations,

Which motion prevailed.

The joint resolution having been read a third time, and the question being upon its passage,

Mr. Gorman moved to amend the joint resolution so as to read as follows:

Joint resolution proposing an amendment to section 10 of article 15 of the constitution of this State, relative to the duration of corporations.

*Resolved by the Senate and House of Representatives of the State of Michigan,* That there shall be submitted to the electors of this State for their approval or rejection, the following amendment to section 10 of article 15 of the constitution of this State:

Section 10. No corporation except for municipal purposes, or for the construction of railroads, plank roads and canals, shall be created for a longer time than thirty years; but the Legislature may provide by general laws applicable to any corporation not herein excepted, for one or more extensions



of the terms of such corporation while such term is running, not exceeding thirty years for each extension, on the consent of not less than a two-thirds majority of the capital of the corporation; and by like general laws for the corporate reorganization for a further period, not exceeding thirty years, of such corporations whose terms have expired by limitation, on the like consent of not less than two-thirds majority of the capital stock.

*Provided*, That in cases of corporations where there is no capital stock, the Legislature may provide the manner in which such corporations may be re-organized.

*Be it further resolved*, That said constitutional amendment shall be submitted to the electors of this State at the next spring election, to take place on the first Monday in April, A. D. 1889. And the Secretary of State is hereby required to give notice of the same to the sheriffs of the several counties of this State of at least 20 days prior to said election, and the said sheriffs are required to give the several notices required by law, and the several townships and cities in this State shall prepare suitable boxes for the reception of the ballots cast for or against said proposition. Each person voting for said proposition shall have written or printed, or partly written or partly printed, on his ballot the words, "Amendment to the constitution, amending section 10 of article 15 relative to the duration of corporations—Yes;" and each person voting against said proposition shall have written or printed, or partly written or partly printed, on his ballot the words, "Amendment to the constitution, amending section ten of article fifteen, relative to the duration of corporations—No." The ballots shall in all respects be canvassed and returns made as in the election of justices of the supreme court and regents of the university.

The question being on agreeing to the amendment,

Mr. Gorman demanded the yeas and nays.

The amendment was then not agreed to, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Grosfield,	Mr. Leavitt,	Mr. Palmer,
Gilmore,	Holbrook,	Nagel,	Rentz,
Gorman,			

9

#### NAYS.

Mr. Barringer,	Mr. Den Herder,	Mr. Green,	Mr. Ranney,
Barry,	Dunstan,	Griffey,	Taylor,
Blackwell,	Fox,	Gurney,	Toan,
Chapman,	Galbraith,	Harshaw,	Wesselius,
Colgrove,	Giddings,	Milnes,	Wisner,

20

The question being upon the passage of the joint resolution,

It was then passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Gurney,	Mr. Ranney,
Barringer,	Fox,	Harshaw,	Rentz,
Berry,	Galbraith,	Holbrook,	Taylor,

Mr. Blackwell,	Mr. Giddings,	Mr. Leavitt,	Mr. Toan,
Chapman,	Green,	Milnes,	Wesselius,
Colgreve,	Griffey,	Nagel,	Wisner,
Den Herder,	Grosfield,	Palmer,	President
			<i>pro tem.</i> , 28

## NAYS.

Mr. Gilmore,	Mr. Gorman,	2
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Title agreed to.

On motion of Mr. Dunstan,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

The following is the substitute joint resolution:

Joint resolution proposing an amendment to section 10 of article 15 of the constitution of this State, relative to the duration of corporations.

*Resolved by the Senate and House of Representatives of the State of Michigan,* That there shall be submitted to the electors of this State for their approval or rejection, the following amendment to section 10 of article 15 of the constitution of this State:

Section 10. No corporation except for municipal purposes, or for the construction of railroads, plank roads and canals, shall be created for a longer time than thirty years; but the Legislature may provide by general laws applicable to any corporation not herein excepted, for one or more extensions of the terms of such corporation while such term is running, not exceeding thirty years for each extension, on the consent of not less than a two-thirds majority of the capital of the corporation; and by like general laws for the corporate re-organization for a further period, not exceeding thirty years, of such corporations whose terms have expired by limitation, on the consent of not less than four-fifths of the capital.

*Provided,* That in case of corporations where there is no capital stock, the Legislature may provide the manner in which such corporations may be re-organized.

*Be it further resolved,* That said constitutional amendment shall be submitted to the electors of this State at the next spring election, to take place on the first Monday in April, A. D. 1889. And the Secretary of State is hereby required to give notice of the same to the sheriffs of the several counties of this State of at least 20 days prior to said election, and the said sheriffs are required to give the several notices required by law, and the several townships and cities in this State shall prepare suitable boxes for the reception of the ballots cast for or against said proposition. Each person voting for said proposition shall have written or printed, or partly written or partly printed, on his ballot the words, "Amendment to the constitution, amending section 10 of article 15 relative to the duration of corporations—Yes;" and each person voting against said proposition shall have written or printed, or partly written or partly printed, on his ballot the words, "Amendment to the constitution, amending section 10 of article 15, relative to the duration of corporations—No." The ballots shall in all respects be canvassed and returns made as in the election of justices of the supreme court and regents of the university.

The President *pro tem.* announced that the time had arrived for the

## SPECIAL ORDER.

Being the consideration of

1. House joint resolution No. 1, (file No. 1), entitled

Joint resolution proposing an amendment to sec. 1, act 9, of the constitution of this State relative to the salary of Governor.

2. Senate joint resolution No. 1, entitled

Joint resolution to amend article 9 of section 1 of the constitution of the State of Michigan, relative to salaries of State officers.

On motion of Mr. Holbrook,

The rules were suspended, two-thirds of all the Senators present voting therefor, and

House joint resolution No. 1 (file No. 1), entitled

Joint resolution proposing an amendment to section 1, article 9, of the constitution of this State, relative to the salary of Governor,

Was placed on its immediate passage.

The joint resolution was then read a third time, and pending the vote on its passage,

Mr. Chapman moved to amend the joint resolution by striking out in line 4 of the second resolution, the word "forty," and insert in lieu thereof the word "twenty."

Which motion prevailed, and the joint resolution was so amended.

Mr. Giddings moved to amend the joint resolution by striking out all of section one after the word "dollars" in line one.

Which motion did not prevail.

The question then being on the passage of the joint resolution as amended,

It was then passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS,

Mr. Babcock,	Mr. Fox,	Mr. Harshaw,	Mr. Rentz,
Barrington,	Galbraith,	Holbrook,	Taylor,
Berry,	Giddings,	Leavitt,	Toan,
Blackwell,	Gilmore,	Milnes,	Wesselius,
Chapman,	Green,	Nagel,	Wisner,
Colgrove,	Griffey,	Palmer,	President,
Den Herder,	Grosfield,	Ranney,	<i>pro tem</i>
Dunstan,	Gurney,		29

## NAYS.

0

Title agreed to.

On motion of Mr. Chapman,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The following is the joint resolution:

Joint resolution proposing an amendment to section 1, article 9, of the constitution of this State, relative to the salary of Governor.

*Resolved by the Senate and House of Representatives of the State of Michigan,* That an amendment to section 1 of article 9, of the constitution of this State be and the same is hereby proposed to read as follows:

Section 1. The Governor shall receive an annual salary of four thousand dollars; the judges of the circuit court shall each receive an annual salary of two thousand five hundred dollars; the State treasurer shall receive an an-

nual salary of one thousand dollars; the superintendent of public instruction shall receive an annual salary of one thousand dollars; the secretary of State shall receive an annual salary of eight hundred dollars; the commissioner of the land office shall receive an annual salary of eight hundred dollars; the attorney general shall receive an annual salary of eight hundred dollars. They shall receive no fees or perquisites whatever for the performance of any duties connected with their office. It shall not be competent for the Legislature to increase the salaries herein provided.

*Be it further Resolved*, That said amendment shall be submitted to the people of this State at the next spring election, on the first Monday of April, 1889, and the Secretary of State is hereby required to give notice of the same to the sheriffs of the several counties of the State at least twenty days prior to said election, as required by law for general elections, and the various townships and cities in this State shall prepare suitable boxes for the reception of ballots cast for or against said amendment. Each person voting for said amendment shall have written or printed on his ballot, or partly written and partly printed, the words: "Amendment to the constitution relative to the salary of Governor, raising the same from one thousand dollars to four thousand dollars—Yes;" and each person voting against said amendment shall have on his ballot in like manner the words: "Amendment to the constitution relative to the salary of Governor, raising the same from one thousand dollars to four thousand dollars—No." The ballots shall in all respects be canvassed and returns made as in a general election of State officers.

On motion of Mr. Wesselius,

Senate joint resolution No. 1, entitled

Joint resolution to amend article 9, section 1, of the constitution of the State of Michigan, relative to salaries of State officers,

Was laid on the table.

#### MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE,  
LANSING, March 6, 1889. }

*To the President of the Senate:*

In compliance with the request of the Honorable Senate, conveyed to me through the Secretary, I herewith transmit and return without executive consideration, Senate bill No. 98, being a bill to amend sections 2, 3 and 11 of an act entitled "An act relative to free schools in the city of Detroit," approved February 24, 1869, as amended by acts amendatory thereof.

C. G. LUCE,  
Governor.

Whereupon,

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 6, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to respectfully request the return of the following entitled bill:

Senate bill No. 98 (file No. 37), entitled

A bill to amend sections 2 and 3 of an act entitled "An act relative to free schools in the city of Detroit," approved Feb. 24, 1869, as amended by acts amendatory thereof.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

On motion of Mr. Nagel,

The bill was ordered returned to the House.

Mr. Chapman moved that a respectful message be sent to the House, requesting the return of

House bill No. 140 (file No. 98), entitled

A bill to incorporate the Woman's Relief Corps Auxiliary to the Grand Army of the Republic, department of Michigan, and subordinate corps of the Woman's Relief Corps Auxiliary to posts of the Grand Army of the Republic.

Which motion prevailed.

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 6, 1889.* }

*To the President of the Senate:*

SIR,—I am instructed by the House to respectfully request the return of the following entitled bill:

Senate bill No. 20 (file No. 6), entitled

A bill to re-incorporate the city of Ann Arbor, revise the charter of said city and repeal all conflicting acts relating thereto.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

On motion of Mr. Milnes,

The committee on cities and villages were requested to report the bill back to the Senate,

Whereupon, by unanimous consent,

By the committee on cities and villages:

The committee on cities and villages to whom was referred

Senate bill No. 20 (file No. 6) entitled

A bill to re-incorporate the city of Ann Arbor, revise the charter of said city, and repeal all conflicting acts relating thereto.

Respectfully report the same back to the Senate, in accordance with instructions.

P. RANNEY, *Chairman.*

Report accepted.

On motion of Mr. Taylor,

The bill was ordered returned to the House.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 6, 1889.* }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled bills:

## 1. House bill No. 256 (file No. 109), entitled

A bill to amend sections 1 and 2 of act No. 276 of the public acts of 1887, entitled "An act to require security to be given on staying proceedings upon verdicts and judgments in the circuit courts of this State."

## 2. House bill No. 251 (file No. 112), entitled

A bill to prohibit the catching of fish with seines, gill nets, or any form of pound or trap nets in the channels known as the Les Cheneaux channels or in the entrances thereto, except that portion lying east of the east line of section 34, town 42 north, of range 1 east,

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on fisheries.

The President *pro tem* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 6, 1889.* }

*To the President of the Senate:*

SIR,—I am instructed by the House to return to the Senate the following entitled bill:

## House bill No. 59 (file No. 33), entitled

A bill for the consolidation of an ecclesiastical society with its church,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on religious and benevolent societies.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 6, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following resolution of invitation:

*Resolved*, That the use of this hall be granted on Thursday evening, the 7th inst., for a joint session of the House committee on municipal corporations and the Senate committee on cities and villages, to listen to arguments by Mrs. Martha Strickland and other ladies on House bills No. 702 and 750, relative to the rights of the women of Detroit to vote for school inspectors and their eligibility to hold such office; to which session the members of the Senate and House are respectfully invited.

*Resolved*, That the clerk be directed to transmit a copy of this resolution to the Senate,

Which has passed the House, and of which the Senate are hereby requested to take notice.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

On motion of Mr. Gurney,  
The invitation was accepted.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, {  
*Lansing, March 6, 1889.* }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 514 (file No. 119), entitled

A bill to detach certain territory from the township of Thompson, Schoolcraft county, and to organize the same into a separate township, to be known as the township of Inwood.

2. House bill No. 245 (file No. 114), entitled

A bill to change the name of Isaac Simon to Isaac Sandler.

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on counties and townships.

The second named bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Wesselius,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Gurney,	Mr. Ranney,
Barringer,	Galbraith,	Harshaw,	Rentz,
Berry,	Giddings,	Holbrook,	Taylor,
Blackwell,	Gilmore,	Leavitt,	Toan,
Chapman,	Green,	Milnes,	Wesselius,
Colgrove,	Griffey,	Nagel,	Wisner,
Den Herder,	Grosfield,	Palmer,	President
			<i>pro tem.</i> , 28

#### NAYS.

0

Title agreed to.

On motion of Mr. Wesselius,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 6, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 605, entitled

A bill to provide two election precincts for the township of Fenton, in the county of Genesee, defining the limits thereof, providing for a new registration of the voters, determining who shall be the inspectors of elections and members of the board of registration therein, and prescribing the manner of selecting overseers of highways and the raising of money for contingent and other township expenses.

2. House bill No. 325 (file No. 136), entitled

A bill authorizing and instructing the auditor general to balance certain accounts of the Michigan School for the blind by transfer of funds.

3. House bill No. 44 (file No. 28), entitled

A bill making an appropriation for the support of the Michigan school for the blind for the years 1889 and 1890,

Which have passed the House by a majority vote of all the members elect and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on elections.

The second named bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Holbrook,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was read a third time, and pending the taking of the vote thereon,

Mr. Chapman moved that the bill be referred to the committee on school for the blind.

Which motion prevailed and the bill was so referred.

The third named bill was read a first and second time by its title, and referred to the committee on school for the blind.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 6, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled bills:

House bill No. 200 (file 108), entitled

A bill to amend sections two (2), six (6), and eight (8) of an act entitled "An act to authorize the formation of gas light companies," approved February 12, 1855, as heretofore amended.

2. House bill No. 95 (file No. 41), entitled



A bill to provide for the construction and maintenance of stone, gravel, macadamized and other roads in the county of Saginaw and to raise the money therefor.

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

The second named bill was read a first and second time by its title, and referred to the committee on roads and bridges.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 6, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following, entitled joint resolution:

Joint resolution No. 13 (file No. 4), entitled

Joint resolution authorizing the State Board of Pharmacy to issue the certificate of a registered pharmacist to Bert M. Brown, of Stevensville, Berrien county, and to Alva W. Nichols, of Greenville, Montcalm county, Mich.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The joint resolution was read a first and second time by its title, and referred to the committee on public health.

The *pro tem.* President also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 6, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled bills: House bill No. 306, entitled

A bill to amend sec. 1 of chapter 2, secs. 1 and 4 of chapter 3, secs. 3 and 58 of chapter 7, secs. 3 and 4 of chapter 8, secs. 1, 6, 7 and 25 of chapter 15, secs. 4, 7, 8 and 18 of chapter 16, secs. 11, 12, 13 and 18 of chapter 17, and secs. 3, 4 and 5 of chapter 18 of act No. 390 of the local acts of 1885, entitled "An act to amend and revise the charter of the city of Port Huron," approved June 17, 1885, and to add thereto three new sections to stand as secs. 31, 32 and 33 of chapter 17 of said act and to repeal secs. 1, 2, 3, 4, 5, 6, 8, 9, 10 and 11 of chapter 19 of said act No. 390 of the local acts of 1885, and the amendments thereto,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take

immediate effect and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 6, 1889.* }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled bill:  
House bill No. 255, entitled,

A bill to incorporate the city of Fort Gratiot, in the county of St. Clair, and to repeal act No. 324 of the local acts of 1881, entitled "An act to incorporate the village of Fort Gratiot, in the county of St. Clair," approved March 17, 1881.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on cities and villages.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 6, 1889.* }

*To the President of the Senate:*

SIR,—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 98 (file No. 37), entitled

A bill to amend sections two, three and eleven of an act entitled "An act relative to free schools in the city of Detroit," approved February 24, 1869, as amended by acts amendatory thereof,

And to inform the Senate that the House has amended the bill as follows:  
Amend section 2 by striking out in line 3 the words "from the wards" and inserting the words "one from and by each word" in lieu thereof.

In the passage of which as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSLMAN,  
*Clerk of the House of Representatives.*

The question being on concurring in the amendments made by the House to the bill,

On motion of Mr. Nagel,

The Senate concurred, a majority of all the senators elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Grosfield,	Mr. Ranney,
Barringer,	Galbraith,	Gurney,	Rentz,
Berry,	Giddings,	Harshaw,	Taylor,
Chapman,	Gilmore,	Holbrook,	Toan,
Colgrove,	Gorman,	Milnes,	Wesselius,
Den Herder,	Green,	Nagel,	Wisner,
Dunstan,	Griffey,	Palmer,	President
			<i>pro tem.</i> , 28

## NAYS.

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The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following :

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 6, 1889.* }

*To the President of the Senate :*

SIR—I am instructed by the House to return to the Senate the following entitled bill :

Senate bill No. 20 (file No. 60), entitled

A bill to re-incorporate the city of Ann Arbor, revise the charter of said city, and repeal all conflicting acts relative thereto,

And to inform the Senate that the House has amended the same as follows :

First—Sec. 2, page 2 :

Add at the end of the section the following: "The aforesaid divisions are made by the actual or supposed continuation of the center line of each of said division streets, in the presens direction thereof to the city limits."

Second—Section 7, page 4 :

Amend said section so as to read as follows :

Section 7. The supervisor and aldermen of each ward shall constitute the board of registration therein, except as in this act otherwise provided. If by any reason there shall not be a full board of registration, the common council shall supply any vacancy or appoint a board of registration for the ward.

Third. Section 9, page 5 :

Strike out in lines 9 and 10 the words "the supervisor and one alderman from each ward," and insert in lieu thereof the words "two members of each ward board of registration."

Fourth. Section 12, page 5 :

Strike out said section entire.

Fifth. Section 19, page 6 :

Amend said section so as to read as follows :

"Sec. 19. The supervisor and two aldermen of each ward shall, except as herein otherwise provided, be the inspectors of election. When any ward shall have been divided into precincts the common council shall appoint, on the nomination of the mayor, such additional inspectors of election as shall

be necessary to constitute a board of three inspectors for each of said precincts; and if at any election any of the inspectors shall not be present or remain in attendance, the electors present may choose *viva voce* such number of such electors, as with the inspector or inspectors present, shall constitute a board of three in number, and each such elector so chosen shall be inspector at that election."

Sixth. Sec. 20, page 7:

Strike out in line 3, the following words: "But one of whom shall belong to the same political party."

Seventh. Sec. 35, page 9:

Strike out all after the word "qualified" in line 3, and all of line 4.

Eighth. Sec. 44, page 11:

In line 6, between the words "by" and "the," insert the following words: "A majority of the members elect of."

Ninth. Section 88, page 23:

Add at the end of the section the following: "Within thirty days from the time such disapproval is filed with the clerk; provided that a unanimous vote of all the members elect shall be necessary to repass any disapproved resolution or order for the transfer of any money from one fund to another."

Tenth. Section 89, page 23:

Add in subdivision "first," after the word "purpose," the following: "To license newsboys, prohibit the sale of indecent and obscene newspapers, or other indecent and obscene publications, and authorize the seizure and destruction of the same."

Also,

Add in subdivision "sixth," after the word "markets" the word "stables."

Eleventh. Section 91, page 28:

Amend said section so as to read as follows:

"Section 91. Whenever by the provisions of this act, the common council shall be authorized to pass ordinances for any purpose they may prescribe fines, penalties and forfeitures for the violation of the same, not exceeding \$100 or imprisonment not exceeding 90 days, or both, in the discretion of the court. Such imprisonment may be in the common jail of the county of Washtenaw, in the city lock up, or in the Detroit House of Correction. The fine, penalty or imprisonment for the violation of any ordinances shall be prescribed therein; and during such imprisonment all such offenders may be kept at labor."

Twelfth. Section 125, page 37:

Insert in line 1, after the words "expenses of," the words "building sewers."

Thirteenth. Sec. 128, page 38:

Insert in line 34 after the words "half day" the following words: "And six cents a mile for every mile actually traveled."

Fourteenth. Sec. 131, page 40:

Strike out in line 21 the word "of" and insert in lieu thereof the words, "for such pavement, signed by."

Fifteenth. Sec. 135, page 42:

Strike out all after the word "May," in line 5, and all in line 6.

Sixteenth. Sec. 140, page 45:

Insert in line 12, after the word "streets," the word "sidewalks."

Seventeenth. Sec. 181, page 58:

Strike out the entire section.

Eighteenth. Sec. 188, page 60:

Strike out, in line 5, the words, "the taxpayers of said city, who are electors," and insert in lieu thereof the following: "by a majority of the electors of said city, voting thereon."

Nineteenth. Sec. 191, page 61:

Strike out the entire section.

Twentieth. Sec. 189, pages 60 and 61.

Strike out the entire section.

Twenty-first. A renumeration of all the sections in the bill, consecutively, from No. 1 to the last section in the bill.

Second. Amend section 178:

After line 8 insert the following words: "Whenever said board shall raise the valuation of personal property above that set forth in the written statement furnished by any person to the supervisor or assessor, it shall be the duty of said board of review, on the request of the person whose valuation is so raised, to make and deliver to such person a written statement, signed by the chairman of said board, setting forth the kinds with the value thereof of such personal property as has been added by said board to such valuation."

Third. Amend section 179: In line 2, after the words "continued in," insert the words "open and public,"

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The question being on concurring in the amendments made by the House to the bill,

On motion of Mr. Gorman,

The Senate concurred, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Harshaw,	Mr. Rentz,
Barringer,	Galbraith,	Holbrook,	Taylor,
Berry,	Gilmore,	Leavitt,	Wesselius,
Chapman,	Gorman,	Milnes,	Wisner,
Colgrove,	Green,	Nagel,	President
Den Herder,	Griffey,	Ranney,	<i>pro tem.,</i>
Dunstan,	Gurney,		2

#### NAYS.

0

The bill was referred to the committee on engrossment and enrollment for enrollment.

#### MOTIONS AND RESOLUTIONS.

Mr. Fox offered the following resolution:

*Resolved,* That a committee of three be appointed to apportion and distribute the memorial pamphlets that are due Senate members and officers.

The question being on the adoption of the resolution,

Mr. Wesselius moved to amend the resolution by striking out the words "committee of three" and inserting in lieu thereof the words, "the Secretary of the senate,"

Which motion prevailed.

The resolution as amended was then adopted.

On motion of Mr. Leavitt,

Leave of absence was granted to Mr. Blackwell until Tuesday next.

Mr. Milnes moved that a respectful message be sent to the House requesting the return to the Senate of

Senate joint resolution No 2 (file No. 2), entitled

Joint resolution authorizing the Board of State Auditors to investigate, examine and settle the claims found to be due Messrs. Farrand & Shank, of the city of Lansing, county of Ingham, and Messrs. Burroughs & Company, of the city of Flint, in Genesee county, against the State of Michigan, for damages sustained by reason of the passage of Act No. 186 of the public acts of 1885, entitled, "An act to prevent deception in the manufacture and sale of dairy products, and to preserve the public health."

Which motion prevailed.

Mr. Taylor moved that the Senate take a recess until 7:30 o'clock P. M., Which motion did not prevail.

On motion of Mr. Milnes,

The Senate adjourned.

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*Lansing, March 7, 1889.*

The Senate met and was called to order by the President at 2 o'clock P. M. Roll called: a quorum present.

Absent without leave: Messrs. Dunstan and Gorman.

On motion of Mr. Griffey,

Leave of absence was granted to Mr. Dunstan for the day.

On motion of Mr. Rentz,

Leave of absence was granted to Mr. Gorman for the day.

The President *pro tem.* announced that the time had arrived for the

#### SPECIAL ORDER,

Being the consideration of

Senate bill No. 139, entitled

A bill to repeal act No. 77 of the session laws of 1887, approved April 19, 1887, entitled "An act relative to the confinement of convicted persons in the Detroit House of Correction and the State House of Correction and Reformatory at Ionia."

On motion of Mr. Colgrove,

The special order was postponed until Thursday, March 14, 1889, at 2 o'clock P. M.

The Secretary announced the following:

*Lansing, March 7, 1889.*

*To the Senate:*

In pursuance of the resolution adopted yesterday, I have made the follow-

ing apportionment and distribution of the 800 copies of the memorial pamphlets provided for the Senate:

32 Senators, 20 each .....	640
Secretary .....	10
Assistant Secretary .....	5
Bill Clerk .....	5
Sergeant-at-Arms .....	10
Two Assistant Sergeants-at-Arms, 5 each .....	10
Enrolling and Engrossing Clerk .....	10
Assistant Enrolling and Engrossing Clerk .....	5
Postmaster .....	3
Assistant Postmistress .....	2
Seven committee clerks, one each .....	7
Document Room Keeper .....	3
Chief Janitor .....	2
Seven Assistant Janitors, one each .....	7
Eight Messengers, one each .....	8
State Library, for exchange .....	50

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777

Leaving 13 copies for officials, not members of the Legislature, who participated in the memorial exercises.

Very respectfully,

LEWIS M. MILLER,  
*Secretary of the Senate.*

On motion of Mr. Colgrove,  
The apportionment was agreed to.

#### PRESENTATION OF PETITIONS.

No. 228. By Mr. Ball: Petition of A. S. Partridge and 100 others of Genesee county, asking for the passage of the bill relative to the inspection of cattle for beef before being slaughtered.

Referred to the committees on agricultural interests and public health.

No. 229. By Mr. Den Herder: Resolutions of western Pomona grange No. 19, of Ottawa and Muskegon counties, relative to several bills before the legislature.

Referred to the committees on agricultural interests, finance and appropriations, judiciary, and public health.

No. 230. By Mr. Berry: Petition of Chas. Caryl and 25 others, taxpayers of Vanderbilt, Otsego county, urging the passage of joint resolution relative to State and county officers, and providing for holding elections once in four instead of two years.

Referred to the committee on elections.

No. 231. By Mr. Berry: Petition of James A. Leighton and 9 others, taxpayers of Gaylord, Otsego county, on the same subject.

Referred to the committee on elections.

No. 232. By Mr. Galbraith: Petition of Geo. Jackson, Caleb Jackson, Geo. Hendrickson and 16 others, relative to artesian wells.

Referred to the committee on State affairs.

No. 233. By Mr. Harshaw: Petition of L. S. Norton and 96 others of Al-

pena county, for the passage of Senate bill, file No. 28, providing for the township district system of schools,

Referred to the committee on education and public schools.

No. 234. By Mr. Nagel: Memorial of the Detroit council of trade and labor unions, relative to free text-books.

On motion of Mr. Nagel,

The memorial was read at length and spread at large on the Journal, as follows:

DETROIT, MICH. }  
March 4, 1889. }

*To the Honorable Senate of the State of Michigan:*

The Detroit Council of Trade and Labor Unions, representing 7,000 organized workingmen, at its last regular meeting passed resolutions unanimously endorsing the bill of Representative Tyrell relative to free text books; and did also most solemnly protest against the passage of Senator Holbrook's measure declaring certain contracts, agreements, etc., unlawful, believing it to be nothing more or less than a Baker conspiracy law in disguise.

ROBERT Y. OGG, *President.*

GEO. W. DUNCAN, *Secretary.*

Referred to the committee on labor interests.

No 235. By Mr. Fox: Petition of C. C. Curtis and others asking for the passage of the bill setting apart certain lands in Wild Fowl Bay as public hunting grounds.

Referred to the committee on public lands.

No. 236. By Mr. Fox: Petition of Quincy Grange No. 152, asking for the amendment of the mortgage tax law, and protest against its repeal.

Referred to the committee on judiciary.

#### REPORTS OF STANDING COMMITTEES.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

House bill No. 95 (file No. 41), entitled

A bill to provide for the construction and maintenance of stone, gravel, macadamized, and other roads in the county of Saginaw and to raise the money therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass and ask to be discharged from the further consideration of the subject.

ROSWELL LEAVITT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wisner,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:



## YEAS.

Mr. Babcock,	Mr. Gilmore,	Mr. Leavitt,	Mr. Taylor,
Barringer,	Griffey,	McCormick,	Toan,
Berry,	Grosfield,	Milnes,	Wesselius,
Chapman,	Gurney,	Nagel,	Wisner,
Den Herder,	Harshaw,	Ranney,	President
Fox,	Holbrook,	Rentz,	<i>pro tem.</i> ,
Galbraith,			24

## NAYS.

0

Title agreed to.

On motion of Mr. Wisner,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 306, entitled

A bill to amend secs. 1 of chapter 2, secs. 1 and 4 of chapter 3, secs. 3 and 58 of chapter 7, secs. 3 and 4 of chapter 8, secs. 1, 6, 7, and 25 of chapter 15, secs. 4, 7, 8, and 18, chapter 16, secs. 11, 12, 13, and 18, chapter 17, secs. 3, 4, and 5, chapter 18, act 390, local acts 1885, entitled "An act to amend and revise the charter of the city of Port Huron," approved June 17, 1885, and to add thereto three new sections to stand as secs. 31, 32 and 33 of chapter 17 of said act and to repeal secs. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10 and 11 of chapter 19 of said act No. 390 of local acts of 1885 and the amendments thereto,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass and ask to be discharged from further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Barringer,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Holbrook,	Mr. Rentz,
Barringer,	Giddings,	Leavitt,	Taylor,
Berry,	Gilmore,	McCormick,	Toan,
Chapman,	Griffey,	Milnes,	Wesselius,
Colgrave,	Grosfield,	Nagle,	Wisner,
Den Herder,	Gurney,	Palmer,	President
Fox,	Harshaw,	Ranney,	<i>pro tem.</i> , 27

## NAYS.

0

Title agreed to.

On motion of Mr. Barringer,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 255, entitled

A bill to incorporate the city of Fort Gratiot, in the county of St. Clair, and to repeal act No. 324, local acts of 1881, entitled "An act to incorporate the village of Fort Gratiot, in the county of St. Clair, approved March 17th, 1881,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Barringer,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Holbrook,	Mr. Rentz,
Barringer,	Giddings,	Leavitt,	Taylor,
Berry,	Gilmore,	McCormick,	Toan,
Chapman,	Griffey,	Milnes,	Wesselius,
Colgrove,	Grosfield,	Nagel,	President
Den Herder,	Gurney,	Palmer,	<i>pro tem.</i> ,
Fox,	Harshaw,	Ranney,	26

#### NAYS.

0

Title agreed to.

On motion of Mr. Barringer,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the governor, the following:

Senate bill No. 98 (file No. 37), entitled

A bill to amend sections 2 and 3 of an act, entitled an act relative to free schools in the city of Detroit, approved February 24, 1869, and as amended by acts amendatory thereof.

THEO. RENTZ, *Acting Chairman.*

Report accepted.

By the committee on School for the Blind:

The committee on School for the Blind, to whom was referred

House bill No. 325 (file No. 136), entitled

A bill authorizing and instructing the auditor general to balance certain accounts of the Michigan School for the Blind by transfer of funds,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment,

and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. MILNES, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Milnes,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

#### YEAS.

Mr. Berry,	Mr. Giddings,	Mr. Holbrook,	Mr. Rentz,
Chapman,	Gilmore,	Leavitt,	Taylor,
Colgrove,	Griffey,	McCormick,	Toan,
Den Herder,	Grosfield,	Milnes,	Wesselius,
Fox,	Gurney,	Nagel,	Wisner,
Galbraith,	Harshaw,	Palmer,	President
			<i>pro tem.</i> , 24
			0

#### NAYS.

Title agreed to.

On motion of Mr. Milnes,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on reformatory at Ionia:

The committee on reformatory at Ionia, to whom was referred

Senate bill No. 188, entitled

A bill making appropriation for the purchase of a cooking range, two washing machines, fire and lawn hose, dishes, bedding, books and stationery, tools and general repairs, one sander, and for putting in a dust arrester in certain shops at the State House of Correction and Reformatory at Ionia,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

WILLIAM TOAN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on appropriations and finance.

By the committee on industrial home for girls:

The committee on industrial home for girls, to whom was referred

House bill No. 228, entitled

A bill authorizing the Auditor General to balance the accounts of the industrial home for girls, by a transfer of funds,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

E. G. FOX, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By unanimous consent,

Mr. Wesselius offered the following resolution:

*Resolved*, That the board of control of the Industrial Home for Girls at Adrian be requested by the Secretary of the Senate to furnish this body with certain information, as follows: First, The names of parties with whom contracts were made for building administrative building and superintendent's house; also, for building a new cottage; also, the names of parties who had any other contract in connection with the building, heating, lighting, or furnishing of either of the buildings above mentioned, as provided in act No. 185 of the public acts of 1887; also, the names of any other parties who furnished material or labor which went into the construction of furnishing of either of these buildings, and the amount paid to either of these parties and the purpose for which it was paid.

The question being on the adoption of the resolution,

The resolution was adopted.

By the committee on institution for Deaf and Dumb:

The committee on institution for Deaf and Dumb, to whom was referred Senate bill No. 281, entitled

A bill to prohibit the transportation of the dead bodies or bones of Chinese or Chinamen from the State of Michigan, and provide a penalty therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that the bill be referred to the committee on State affairs, and ask to be discharged from the further consideration of the subject.

J. W. GIDDINGS, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee on State affairs.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 315, entitled

A bill to give jurisdiction to the Supreme court in certain cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Chapman.

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 243, entitled

A bill to amend section 2 of act No. 92 of the session laws of 1851, entitled "An act to provide for the organization and powers of the supreme court," being section 6404 of Howell's annotated statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. MILNES, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Milnes,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

### YEAS.

Mr. Berry,	Mr. Giddings,	Mr. Holbrook,	Mr. Rentz,
Chapman,	Gilmore,	Leavitt,	Taylor,
Colgrove,	Griffey,	McCormick,	Toan,
Den Herder,	Grosfield,	Milnes,	Wesselius,
Fox,	Gurney,	Nagel,	Wisner,
Galbraith,	Harshaw,	Palmer,	President
			<i>pro tem.,</i> 24
			0

### NAYS.

Title agreed to.

On motion of Mr. Milnes,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on reformatory at Ionia:

The committee on reformatory at Ionia, to whom was referred

Senate bill No. 188, entitled

A bill making appropriation for the purchase of a cooking range, two washing machines, fire and lawn hose, dishes, bedding, books and stationery, tools and general repairs, one sander, and for putting in a dust arrester in certain shops at the State House of Correction and Reformatory at Ionia,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

WILLIAM TOAN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on appropriations and finance.

By the committee on industrial home for girls:

The committee on industrial home for girls, to whom was referred

House bill No. 228, entitled

A bill authorizing the Auditor General to balance the accounts of the industrial home for girls, by a transfer of funds,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

E. G. FOX, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By unanimous consent,

Mr. Wesselius offered the following resolution:

*Resolved*, That the board of control of the Industrial Home for Girls at Adrian be requested by the Secretary of the Senate to furnish this body with certain information, as follows: First, The names of parties with whom contracts were made for building administrative building and superintendent's house; also, for building a new cottage; also, the names of parties who had any other contract in connection with the building, heating, lighting, or furnishing of either of the buildings above mentioned, as provided in act No. 185 of the public acts of 1887; also, the names of any other parties who furnished material or labor which went into the construction of furnishing of either of these buildings, and the amount paid to either of these parties and the purpose for which it was paid.

The question being on the adoption of the resolution,

The resolution was adopted.

By the committee on institution for Deaf and Dumb:

The committee on institution for Deaf and Dumb, to whom was referred Senate bill No. 281, entitled

A bill to prohibit the transportation of the dead bodies or bones of Chinese or Chinamen from the State of Michigan, and provide a penalty therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that the bill be referred to the committee on State affairs, and ask to be discharged from the further consideration of the subject.

J. W. GIDDINGS, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee on State affairs.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 315, entitled

A bill to give jurisdiction to the Supreme court in certain cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Chapman,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 243, entitled

A bill to amend section 2 of act No. 92 of the session laws of 1851, entitled "An act to provide for the organization and powers of the supreme court," being section 6404 of Howell's annotated statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 242, entitled

A bill to amend section 63 of chapter 103 of the revised statutes of 1846, being section 7612 of Howell's annotated statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

House bill No. 200 (file No. 66), entitled

A bill to amend sections 2, 6 and 8 of an act entitled "An act to authorize the formation of gas light companies," approved February 12, 1855, as heretofore amended.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

F. B. GALBRAITH, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE, }  
Lansing, March 7, 1889. }

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 98 (file No. 13), being

An act to amend sections two and three of an act entitled "An act relative to free schools in the city of Detroit," approved February 24, 1869, as amended by acts amendatory thereof.

Also,

Senate bill No. 305, being

An act to detach certain territory from the township of Hiawatha in the county of Schoolcraft, to organize the same into a new township to be known as the township of Harrison, and to provide for the appointment of boards of registration and inspectors of election for said township of Harrison.

Very respectfully,

C. G. LUCE,  
*Governor.*

The message was laid on the table.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 7, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

House bill No. 140 (file No. 98), entitled

A bill to incorporate the Woman's Relief Corps, auxiliary to the Grand Army of the Republic, department of Michigan, and subordinate corps of the Woman's Relief Corps auxiliary to posts of the Grand army of the Republic.

In compliance with the request of the Senate for the return of the same as, shown by a message received this day.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

Mr. Chapman moved to reconsider the vote by which the Senate passed the bill.

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

Mr. Chapman, by unanimous consent, moved to amend the bill as follows:

1. By inserting in line 2 of section 3 after the word "with" the words "and recorded in."

2. By striking out of lines 1 and 2 of section 7 the words "one hundred and thirty" and inserting in lieu thereof the words "one hundred and ninety one of Howell's annotated statutes;"

Which motion prevailed and the bill was so amended.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Harshaw,	Mr. Rentz,
Barringer,	Giddings,	Holbrook,	Taylor,
Berry,	Gilmore,	Leavitt,	Toan,
Chapman,	Green,	McCormick,	Wesselius,
Colgrove,	Griffey,	Milnes,	Wisner,
Den Herder,	Grosfield,	Palmer,	President
Fox,	Gurney,	Ranney,	<i>pro tem.</i> 27

#### NAYS.

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Title agreed to.

On motion of Mr. Chapman,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 7, 1889.* }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled concurrent resolution:



WHEREAS, By the public press, private correspondence and telegraphic dispatches, the attention of the Executive, the Legislature and the people is called to the death of two inmates of the Eastern Asylum for the Insane at Pontiac under circumstances admitting of doubt as to the humanity of the treatment of inmates at that institution; therefore

*Resolved* (the Senate concurring), That a special joint committee, consisting of three Representatives and three Senators, be appointed to visit the Eastern Asylum for the Insane, as well as the homes of such deceased inmates, if necessary, with authority to administer oaths, compel the attendance of witnesses, take testimony, and do all things necessary to a full investigation of the circumstances attending the deaths referred to, as well as the general conduct of the said institution, and report to the Legislature at the earliest possible date.

*Resolved further*, That the Governor be requested to add to such committee a member of the Board of Corrections and Charities, and the secretary of said board, to be clerk of said committee.

Which have passed the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,

Mr. Colgrove moved to amend by adding the following:

"And that said committee, when so appointed, be authorized and empowered to employ the services of a stenographer to take the testimony submitted to said committee."

Pending which,

On motion of Mr. Chapman,

The resolution was referred to the committee on asylums for the insane.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 7, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

*Resolved by the House* (the Senate concurring), That hereafter Postmaster Bingham be allowed to close his office (daily) at 9:15 P. M., until further notice.

Which has passed the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,

The resolution was adopted.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 6, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bills:

1. Senate bill No. 337, entitled

A bill to detach certain portions of the fourth ward in the city of Pontiac, and to form another ward therefrom, to be known as the fifth ward of said city, and to provide officers for the said fifth ward, and fix the salaries of the said officers.

2. Senate bill No. 184, entitled

A bill to amend sections 2 and 10 of Act No. 265, of the session laws of 1885, approved March 6, 1885, entitled "An act to re-incorporate the city of Cadillac," and to repeal Act No. 254 of the sessions laws of 1887, entitled "An act to incorporate the city of Cadillac," and repeal Act No. 336 of the session laws of 1875, approved April 22, 1875, and Act No. 304 of session laws of 1879, entitled "An act to amend section 1 of Act No. 254, session laws of 1877," approved March 20, 1877, entitled "An act to incorporate the city of Cadillac and repeal act No. 336, session laws of 1875," approved April 22, 1875, and to add one new section thereto, to stand as section 12,

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bills were referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, {  
Lansing, March 6, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to return to the Senate the following entitled bills:

1. Senate bill No. 7 (file No. 25), entitled

A bill to legalize certain bridge bonds issued by the county of Bay.

2. Senate bill No. 245, entitled

A bill to re-incorporate the village of Clarkston, in the county of Oakland.

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was referred to the committee on engrossment and enrollment for enrollment.

On motion of Mr. Galbraith.

By a vote of two-thirds of all the Senators elect, the second named bill was ordered to take immediate effect.

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 6, 1889.* }

*To the President of the Senate:*

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 235, entitled

A bill to legalize certain bridge bonds issued by the village of Charlevoix in the county of Charlevoix,

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill were referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 7, 1889.* }

*To the President of the Senate:*

SIR,—I am instructed by the House to return to the Senate the following concurrent resolution:

*Resolved by the Senate, (the House concurring),* That the Quartermaster General be and is hereby authorized to loan to the Sons of Veterans in this State so much of the camp equipage, including tents, etc., belonging to the State, as may be necessary to be used at their State encampment.

*Resolved,* That the Quartermaster General shall send competent persons in charge of said equipage, and that all the expenses and damages, except ordinary wear and tear, shall be borne by said Sons of Veterans.

*And resolved further,* That the same shall not interfere with the use of camp equipage by State troops.

In the passage of which the House has concurred.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The concurrent resolution was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.*, also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 7, 1889.* }

*To the President of the Senate:*

Sir,—I am instructed by the House to return to the Senate the following entitled joint resolution:

Senate joint resolution No. 2 (file No. 2), entitled

Joint resolution authorizing the board of State Auditors to investigate, examine and settle any claims found to be due Messrs. Farrand & Shank, of the city of Lansing, county of Ingham, and Messrs. Burroughs & Company, of the city of Flint, in Genesee county, against the State of Michigan for damages sustained by reason of the passage of act No. 186 of the public acts of 1885, entitled "An act to prevent deception in the manufacture and sale of dairy products and to preserve the public health."

In compliance with the request of the Senate for the return of the same as shown by a message received this day.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Mr. Milnes moved to reconsider the vote by which the Senate passed the joint resolution,

Which motion prevailed.

The question being on the passage of the joint resolution,

Mr. Milnes moved that the joint resolution be referred to the committee on finance and appropriations and judiciary.

Which motion prevailed.

The president *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 7, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following, entitled bills:

1. House bill No. 293 (file No. 117), entitled

A bill to authorize the incorporation of pipe line companies for the transportation of oil, petroleum and gas.

2. House bill No. 356 (file No. 120), entitled

A bill to change the name of Harry McGinley to Harry Oaks.

3. House bill No. 372 (file No. 125), entitled

A bill to authorize the township of Hillman, in Montmorency county, Michigan, to borrow money to be used in paying the outstanding orders and indebtedness of said township, and to issue bonds therefor.

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on banks and corporations.

The second named bill was read a first and second time by its title, and referred to the committee on State affairs.

The third named bill was read a first and second time by its title, and referred to the committee on counties and townships.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing March 7, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following, entitled bills:

1. House bill No. 371 (file No. 126), entitled

A bill to authorize the township of Ossineka, in Alpena county, to borrow money to be used in paying the outstanding orders and indebtedness of said township, and to issue bonds therefor.

2. House bill No. 278 (file No. 116), entitled.

A bill providing for two voting precincts for the township of Hancock, in the county of Houghton, defining the limits thereof, providing for a new registration of the voters thereof, and determining who shall be inspectors of election therein.

3. House bill No. 219 (file No. 93), entitled

A bill to authorize and empower the city of Dowagiac, in the county of Cass, to borrow money for public improvements.

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on counties and townships.

The second named bill was read a first and second time by its title, and referred to the committee on elections.

The third named bill was read a first and second time by its title, and pending its reference.

On motion of Mr. Babcock

The bill was laid on the table.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 7, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled bill:  
House bill No. 397 (file No. 121), entitled

A bill to amend section 2 of act No. 205 of the public acts of 1879, entitled "An act to authorize boards of supervisors of the several counties of this State to provide for the preservation and maintenance of original section corners and quarter posts, as surveyed and recorded by the original survey thereof," as amended by act No. 73 of the public acts of 1881, approved April 1, 1881, being compiler's section 510 of Howell's annotated statutes.

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on State affairs.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 7, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:  
House bill No. 118 (file No. 128), entitled

A bill to amend section 15 of article 4 of Act No. 198, session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and fix the duties and liabilities of all railroads and other corporations owning or operating any

railroad in this State, and the several acts amendatory thereof, being section 3377 of Howell's annotated statutes, as amended by act No. 234, public acts of 1885, approved June 10, 1885, and Act No. 261, public acts of 1887, approved June 27, 1887.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on railroads.

#### MOTIONS AND RESOLUTIONS.

Mr. Palmer moved that a respectful message be sent to the House, requesting the return of

House bill No. 253, entitled

A bill to provide funds to restrict the spread of dangerous communicable diseases,

Which motion prevailed.

Mr. Fox offered the following resolution:

WHEREAS, The telegraph brings us news that Hon. J. W. Babcock, an ex-State Senator of Michigan, died at his home in Croswell on March 5, 1889, and

WHEREAS, Many Senators on this floor remember the deceased gentleman with pleasure, and were associated with him in legislative work at the last session, and

WHEREAS, It is known to this body that Senator Babcock was essentially a man from the people, and that he reached a place in this body through the aid of great native ability and against formidable obstacles; that after leaving the Senate he attained a leading position amongst the leading lawyers in Michigan, and was prominently mentioned last fall for the office of attorney general. Therefore,

*Resolved*, That we regret that death should have cut him off in the prime of manly usefulness, and we extend to his widow and relatives the sympathy of this body in this their great affliction.

*Resolved*, That the Secretary of the Senate be directed to transmit a copy of these resolutions to the family of the deceased ex-Senator.

The question being on the adoption of the resolution,

The resolution was unanimously adopted by a rising vote.

Mr. Gilmore offered the following resolution:

*Resolved*, That the board of State auditors are hereby requested to furnish such information for the use of the Senate as may be in their possession in relation to the settlement made with the Northwestern Manufacturing Company, under the provisions of a joint resolution approved June 17th, 1887.

The resolution was adopted.

Mr. Gilmore moved that the committee of the whole be discharged from the further consideration of

Senate bill No. 63 (file No. 15), entitled

A bill to provide for the incorporation of trust, deposit and security com-

panies, and to repeal act 58 of the session laws of 1871, approved March 29, 1871, entitled "An act to provide for the incorporation of trust, deposit and security companies," being chapter 88 of Howell's annotated statutes, also to repeal act No. 123 of session laws of 1883, approved May 25, 1883, entitled "An act to amend section 9 of act 58 of the session laws of 1871," approved March 29, 1871, being compiler's section 2290 relative to the corporate rights of trust, deposit and security companies,

Which motion prevailed.

On motion of Mr. Galbraith,

The bill was referred to the committee on banks and corporations.

### THIRD READING OF BILLS.

Senate bill No. 159 (file No. 47), entitled

A bill to amend section 5, of act No. 142, of the session laws of 1849, entitled "An act to incorporate the trustees of Mountain Home Cemetery," approved March 28, 1849.

Was read a third time, and, pending the vote on its passage,

Mr. Wesselius moved that the bill be referred to the committee on judiciary.

Which motion prevailed.

Senate bill No. 172 (file No. 46), entitled

A bill to amend sections 1 and 2 of act No. 42 of the public acts of 1887, approved March 21, 1887 entitled, "An act to provide for the incorporation of Arbeiter Bunds."

Pending third reading,

On motion of Mr. Fox,

The bill was laid on the table.

Senate bill No. 104 (file No. 43), entitled

A bill to amend section 3 of act No. 153 of the public acts of 1885, entitled "An act to provide for the assessment of property and the levy and collection of taxes thereon," approved June 9, 1885, as amended by act No. 301 of the public acts of 1887.

Was read a third time, and pending the vote on its passage,

Mr. Galbraith moved that the bill be laid on the table.

Which motion prevailed.

Senate bill No. 106 (file No. 40), entitled

A bill to amend section 3067 of the compiled laws of 1871, being section 4630 of chapter 170 of Howell's annotated statutes, relative to churches and religious societies,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Holbrook,	Mr. Rentz,
Barringer,	Gilmore,	Leavitt,	Taylor,
Berry,	Green,	McCormick,	Wesselius,
Chapman,	Griffey,	Milnes,	Wisner,
Colgrove,	Grosfield,	Nagel,	President
Den Herder,	Gurney,	Palmer,	<i>pro tem.</i> ,
Fox,	Harshaw	Ranney,	26

### NAYS.

0

Title agreed to.

By unanimous consent

Mr. Babcock moved to take from the table

House bill No. 219 (file No. 93), entitled

A bill to authorize and empower the city of Dowagiac, in the county of Cass, to borrow money for public improvements.

Which motion prevailed.

On motion of Mr. Babcock,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor; by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Gilmore,	Mr. Leavitt,	Mr. Rentz,	
Barringer,	Green,	McCormick,	Taylor,	
Chapman,	Griffey,	Milnes,	Wesselius,	
Colgrove,	Grosfield,	Nagel,	Wisner,	
Den Herder,	Gurney,	Palmer,	President	
Fox,	Harshaw,	Ranney,	<i>pro tem.</i> ,	
Giddings,	Holbrook,			25

#### NAYS.

0

Title agreed to.

On motion of Mr. Babcock,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent

The Senate resumed the order of

#### PRESENTATION OF PETITIONS.

No. 237. By Mr. Colgrove: Petition of L. M. Edwards, Mrs. J. N. Hall and many others of Bellevue, for a law granting to women the right to vote in the election of all town and city officers and upon all local questions including that of granting licenses for the sale of intoxicating liquors.

Referred to the committee on elections.

No. 238. By Mr. Colgrove: Petition of Andrew Pray, Mrs. A. C. Baker and others, of Dimondale, on the same subject.

Referred to the committee on elections.

No. 239. By Mr. Colgrove: Petition of A. Herman, Mrs. Giberson and many others of Carlton, on the same subject.

Referred to the committee on elections.

No. 240. By Mr. Colgrove: Petition of H. C. Carpenter, Mrs. L. Holmes and many others of Woodland, on the same subject.

Referred to the committee on elections.

No. 241. By Mr. Colgrove:

Petition of A. K. Richardson, Mrs. Juna Jordan and many others of Coats Grove, on the same subject.

Referred to the committee on elections.

No. 242. By Mr. Ball:

Petition of W. H. Eames, Mrs. L. M. Davis and many others of Flint on the same subject.



Referred to the committee on elections.

No. 243. By Mr. Griffey: Petition of Geo. C. Butterfield, Mrs. S. J. Buckley and many others, of Marquette, on the same subject.

Referred to the committee on elections.

No. 244. By Mr. Griffey: Petition of John A. Bunce, Mrs. M. F. Buck and many others, of Iron Mountain, on the same subject.

Referred to the committee on elections.

No. 245. By Mr. Harshaw: Petition of L. H. Gardner and 65 other women and S. Corner and 79 other men of East Tawas, Iesco county, on the same subject.

Referred to the committee on elections.

#### GENERAL ORDER.

On motion of Mr. Taylor,

The Senate went into committee of the whole on the general order;

Whereupon,

The President called Mr. Wesselius to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

#### I.

The committee of the whole have also had under consideration the following:

Senate joint resolution No. 14 (file No. 1), entitled

Joint resolution making an appropriation to suitably dedicate the Michigan monuments at Gettysburg.

Have directed their chairman to report the same back to the Senate, with the recommendation that it be referred to the committee on finance and appropriations.

#### II.

The committee of the whole have also had under consideration the following:

Senate bill No. 125 (file No. 39), entitled

A bill to provide for the election of two justices of the peace and for the appointment of a justice's clerk and room for holding justice's courts in and for the city of Grand Rapids, and to define their jurisdiction and fix their compensation, and to repeal an act entitled "An act to provide for the election of four justices of the peace in and for the city of Grand Rapids and to define their jurisdiction and fix their compensation," approved March 11, 1881, and all acts and parts of acts in any wise contravening the provisions of this act,

Senate bill No. 64 (file No. 41), entitled

A bill to prohibit dealers in second-hand goods, junk shop keepers, peddlers of tinware, and rag paper buyers, pawn brokers, and hawkers from purchasing any goods, thing, article, or articles from minors without the written consent of the parent or guardian of such minor.

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

S. WESSELIUS, *Chairman.*

The President *pro tem.* having taken the chair,  
The report was accepted.

On motion of Mr. Wesselius,

The Senate concurred in the recommendation of the committee regarding the first named joint resolution, and the same was referred to the committee on finance and appropriations.

On motion of Mr. Wesselius,

The Senate concurred in the amendments made to the second named bills, and the same were placed on the order of third reading of bills.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 7, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 2 (file No. 19), entitled

A bill to provide punishment for the fraudulent removal, concealment, disposal or embezzlement of personal property under chattle mortgage.

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

On motion of Mr. Holbrook,

The Senate adjourned.

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*Lansing, March 8, 1889.*

The Senate met and was called to order by the President *pro tem.* at 2 o'clock P. M.

Prayer by the Rev. Mr. Beale.

Roll called: a quorum present.

Absent without leave: Messrs. Babcock, Dunstan, Giddings, Gilmore, Green and Palmer.

On motion of Mr. Chapman,

Leave of absence was granted to Messrs. Gilmore and Palmer for the rest of this week.

On motion of Mr. Fox,

Leave of absence was granted to Mr. Green until Monday.

On motion of Mr. Griffey,

Leave of absence was granted to Mr. Dunstan until Monday.

On motion of Mr. Colgrove,

Leave of absence was granted to Messrs. Babcock and Giddings until Monday.

## PRESENTATION OF PETITIONS.

No. 246. By Mr. Milnes: Petition of 153 citizens of Harbor Springs, for the passage of a law to prohibit the sale of liquor within five miles of the State university,

Referred to the committee on liquor traffic.

No. 247. By Mr. Milnes: Petition of 115 citizens of Plymouth on the same subject,

Same reference.

No. 248. By Mr. Milnes: Petition of 67 citizens of Carlton, on the same subject,

Same reference.

No. 249. By Mr. Milnes: Petition of 134 citizens of Schoolcraft, on the same subject.

Same reference.

No. 250. By Mr. Milnes: Petition of 74 citizens of Fremont, on the same subject.

Same reference.

No. 251. By Mr. Milnes: Petition of 108 citizens of Bay View, on the same subject.

Same reference.

No. 252. By Mr. Milnes: Petition of Ira E. Hitchcock and 60 other citizens of Union City, asking for municipal suffrage for women.

Referred to the committee on elections.

No. 253. By Mr. Milnes: Petition of G. S. Gillett and 66 others of Girard, on the same subject.

Same reference.

No. 254. By Mr. Milnes: Petition of G. L. Howe and 13 others of Tekonsha, on same subject.

Same reference.

No. 255. By Mr. Milnes: Petition of Jesse Monroe and 82 others of Bronson, on the same subject.

Same reference.

No. 256. By Mr. Milnes: Petition of Walter Musselwhite and 43 others, on the same subject.

Same reference.

No. 257. By Mr. Milnes: Petition of J. R. Blake and 106 others of Union City, on the same subject.

Same reference.

No. 258. By Mr. Toan: Petition of D. M. Ward, Mrs. S. E. Scott and 23 other citizens of Dewitt, on the same subject.

Same reference.

No. 259. By Mr. Toan: Petition of D. E. Millard, Mrs. J. B. Moorehouse and 82 others of Portland, on the same subject.

Same reference.

No. 260. By Mr. Toan: Petition of J. B. Hitt, Mrs. Phebe Hills and 135 others of Ovid, on the same subject.

Same reference.

No. 261. By Mr. Leavitt: Petition of Jesse F. Waldron, Mrs. A. S. Abbott, and 12 other citizens of Bellaire, on the same subject.

Same reference.

No. 262. By Mr. Leavitt: Petition of Henry Burnham, Amanda Wight, and 36 others of Boyne Falls, on the same subject.

Same reference.

No. 263. By Mr. Leavitt: Petition of W. A. Daroll, Mrs. Olive J. Gager, and 5 others, of Boyne Falls, on the same subject.

Same reference.

No. 264. By Mr. Leavitt: Petition of G. S. Robinson, Mrs. E. G. Bryant and 29 others, of East Jordan, on the same subject.

Same reference.

No. 265. By Mr. Leavitt: Petition of H. E. Sheldon, Mrs. J. D. Parish and 19 others of Ironton, Charlevoix county, on the same subject.

Same reference.

No. 266. By Mr. Grosfield: Petition of J. Stansfield, Mrs. R. J. Clark and many other citizens of Wyandotte, on the same subject,

Same reference.

No. 267. By Mr. Chapman: Petition of W. W. Clayton, Mrs. M. E. Potts and many other citizens of Jackson, on the same subject.

Same reference.

No. 268. By Mr. Chapman: Petition of W. F. Mercer, Mrs. S. H. Smith and many other citizens of Hillsdale, on the same subject.

Same reference.

No. 269. By Mr. Chapman: Petition of W. J. Sloan, Mrs. Lizzie Hazen, and many others of Church's Corners on the same subject.

Same reference.

No. 270. By Mr. Grosfield: Petition of John W. Shank, Ella Smith, and many other citizens of Plymouth on the same subject.

Same reference.

No. 271. By Mr. Ranney: Petition of Mr. and Mrs. David Struble and 100 others on the same subject.

Same reference.

No. 272. By Mr. Ranney: Petition of Mr. and Mrs. A. B. Dunning and 190 others, on the same subject.

Same reference.

No. 273. By Mr. Ranney: Petition of Mr. and Mrs. O. H. Fellows and 45 others of Prairie Ronde, on the same subject.

Same reference.

No. 274. By Mr. Babcock: Petition of Mrs. R. N. Jones and many others, of Benton Harbor, on the same subject.

Same reference.

No. 275. By Mr. Babcock: Petition of the Berrien Springs W. O. T. U., on the same subject.

Same reference.

No. 276. By Mr. Babcock: Petition of W. R. Stinchcomb, May Campbell and many others of Marcellus, on the same subject.

Same reference.

No. 277. By Mr. Babcock: Petition of Wm. Mendenhall and many other citizens of Cass county, on the same subject.

Same reference.

No. 278. By Mr. Wisner: Petition of S. J. Dickinson, Elizabeth J. Freeman and many other citizens of East Saginaw, on the same subject.

Same reference.

No. 279. By Mr. Fox: Petition of H. Williamson, Mrs. Carrie Hitchcock and many others of Cass City, on the same subject.

Same reference.

No. 280. By Mr. Gurney: Petition of Van N. Miller, Mrs. F. M. Raider and many others of Fremont, on the same subject.

Same reference.

No. 281. By Mr. Gurney: Petition of J. R. Smith, Mary E. Bodwell and others of Leavitt, on the same subject.

Same reference.

No. 282. By Mr. Gurney: Petition of E. D. Clark and 5 others of East Ellsworth, on the same subject.

Same reference.

No. 283. By Mr. Gurney: Petition of Wm. C. Wells, Mary E. King and others of Hesperia, on the same subject.

Same reference.

No. 284. By Mr. Taylor: Petition of D. Cooley, Mrs. Oretta Francisco and many others of Dryden, Lapeer county, on the same subject.

Same reference.

No. 285. By Mr. Taylor: Petition of Geo. S. Hutton and 132 others of Lapeer, on the same subject.

Same reference.

No. 286. By Mr. Den Herder: Petition of O. C. Williams and 48 others of Muskegon, on the same subject.

Same reference.

No. 287. By Mr. Den Herder: Petition of H. C. Carley and 45 others of Allendale, on the same subject.

Same reference.

No. 288. By Mr. McCormick: Petition of Harvey H. Halsey, Sarah A. Shuck and many others of Salem, Allegan county, on the same subject.

Same reference.

No. 289. By Mr. McCormick: Petition of John G. Haynes, Mrs. Helen M. Haynes and many others of Decatur, on the same subject.

Same reference.

No. 290. By Mr. McCormick: Petition of Geo. A. Hunt, Mrs. E. H. Browne and many others of Paw Paw, on the same subject.

Same reference.

No. 291. By Mr. McCormick: Petition of James Johnson, Mrs. R. B. Reynolds and many others of Fennville, on the same subject.

Same reference.

No. 292. By Mr. McCormick: Petition of John Blair, Mrs. Ruth Noble and others of Shelbyville, on the same subject.

Same reference.

No. 293. By Mr. Berry: Petition of G. Wooden, Belle A. Neeley and others of Kalkaska, on the same subject.

Same reference.

No. 294. By Mr. Berry: Petition of C. C. Mitchell and wife and 104 others of Gaylord, on the same subject.

Same reference.

No. 295. By Mr. Holbrook: Petition of 15 men and 30 women of Williamston, on the same subject.

Same reference.

No. 296. By Mr. Holbrook: Petition of 15 men and 12 women of Easton, on the same subject.

Same reference.

No. 297. By Mr. Holbrook: Petition of 15 men and 24 women of Laingsburg, on the same subject.

Same reference.

No. 298. By Mr. Holbrook: Petition of 7 men and 23 women of Morrill, on the same subject.

Same reference.

No. 299. By Mr. Tyler: Petition of A. C. Hoxie and 35 others of East Bay, on the same subject.

Same reference.

No. 300. By Mr. Gorman: Petition of 35 ladies and gentlemen of Petersburg, on the same subject.

Same reference.

No. 301. By Mr. Gorman: Petition of 85 ladies and gentlemen of Manchester, on the same subject.

Same reference.

No. 302. By Mr. Gorman: Petition of 24 ladies and gentlemen of Chelsea, on the same subject.

Same reference.

No. 303. By Mr. Wesselius: Petition of A. A. Place, Louise B. Paine and others of Sparta, on the same subject.

Same reference.

No. 304. By Mr. Wesselius: Petition of Emma A. Wheeler, Wiford H. Knox and 7 others, on the same subject.

Same reference.

No. 305. By Mr. Holbrook: Resolution adopted at a farmers' institute, held in Lansing, January 25, 1889.

On motion of Mr. Holbrook,

The resolution was read at length, and spread at large on the Journal as follows:

LANSING, January 25, 1889.

*To the Honorable the Legislature of Michigan:*

At a farmers' institute held in Capital Grange hall, Lansing, on the above named date, the question under consideration being "Taxation of mortgages," Mr. J. W. Ewing offered the following resolution:

*Resolved*, That act No. 262 of the session laws of 1887 relative to reporting unpaid mortgages to the assessing officers of the State, also prescribing the duties of registers of deeds relative to recording mortgages, should not be repealed.

Was, after full discussion, unanimously adopted, about three hundred persons being present.

H. T. FRENCH,  
*Chairman of Institute.*

Referred to the committee on judiciary.

#### MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE, }  
 Lansing, March 8, 1889. }

*To the Senate :*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate joint resolution No. 15, entitled

Joint resolution authorizing the Auditor General to make search and demand for the safe or safes or other packages containing books, records or files belonging to the county of Isle Royal, and to safely keep the same and to make copies, transcripts or statements of such books, records or files.

C. G. LUCE,  
 Governor.

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
 Lansing, March 8, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to return to the Senate the following bill:

House bill No. 253, entitled

A bill to provide funds to restrict the spread of dangerous communicable diseases,

In compliance with a request of the Senate for the return of the same, as shown by a message this day received.

Very respectfully,

DANIEL L. CROSSMAN,  
 Clerk of the House of Representatives.

Mr. Taylor moved to reconsider the vote by which the Senate passed the bill;

Which motion prevailed.

The question being on the passage of the bill,

Mr. Milnes moved that the bill be laid on the table;

Which motion did not prevail.

On motion of Mr. Chapman,

The bill was referred to the committees on public health and judiciary, jointly.

The President *pro tem.* also announced the following :

HOUSE OF REPRESENTATIVES, }  
 Lansing, March 8, 1889. }

*To the President of the Senate:*

Sir,—I am instructed by the House to transmit the following entitled bill:

House bill No. 445, entitled

A bill to revise and amend act No. 523 of the local acts of 1887, being an act entitled "An act to incorporate the public schools of the city of Muskegon," approved June 18, 1887.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take

immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and

Pending its reference,

On motion of Mr. Den Herder,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Barringer,	Mr. Gorman,	Mr. Leavitt,	Mr. Toan,
Berry,	Griffey,	McCormick,	Wesselius,
Chapman,	Grosveld,	Milnes,	Wisner,
Colgrove,	Gurney,	Nagel,	President
Den Herder,	Harshaw,	Rentz,	<i>pro tem.</i> , 23
Fox,	Holbrook,	Taylor,	
Galbraith,			

NAYS.

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Title agreed to.

On motion of Mr. Den Herder,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Leavitt,

The committee on asylums for the insane were excused from the chamber for the purpose of considering the resolution referred to them yesterday.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 8, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 67 (file No. 17), entitled

A bill relative to the fraudulent removal, concealment, disposal or embezzlement of property leased or under contract of purchase.

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 8, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled joint resolution:



House joint resolution No. 9 (file No. 3), entitled

Joint resolution for the relief of Hanford H. Hawley,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The joint resolution was read a first and second time by its title, and referred to the committee on State affairs.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 8, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 702, entitled

A bill to amend section 2 of chapter 2, section 7 of chapter 3 and section 6 of chapter 4, act number 326 of the local acts of 1883, entitled An act to provide for a charter for the city of Detroit and to repeal all acts and parts of acts in conflict therewith.

2. House bill No. 323 (file No. 115), entitled

A bill to amend act No. 91 of session laws of 1887, entitled "An act to authorize the formation of corporations for the purpose of improving rivers which form in whole or in part, the boundary between this and any adjoining State, and their tributaries, and for driving, sorting, holding and delivering logs thereon," approved April 26, 1887, and to add a new section thereto, to stand as section 14.

3. House bill No. 257 (file No. 110), entitled

A bill to amend act No. 35 of the public acts of 1867, entitled "An act to provide for the formation of street railway companies," by adding a new section thereto, which shall be known as section 31,

Which have passed the House by a majority vote of all the members elect and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and Pending its reference,

Mr. Ranney moved that that the rules be suspended, and the bill be placed on its immediate passage.

Pending which,

Mr. Nagel moved that the bill be referred to the committee on education and public schools;

Which motion prevailed.

The second named bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

The third named bill was read a first and second time by its title and referred to the committee on judiciary.

The President *pro tem.* also announced the following :

HOUSE OF REPRESENTATIVES, }  
Lansing, March 8, 1889. }

*To the President of the Senate :*

SIR,—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 139 (file No. 62), entitled

A bill relative to the Board of County Auditors for the county of Wayne, and to their powers, duties and compensation.

2. House bill No. 258 (file No. 87), entitled

A bill to provide for the publication and distribution of laws and documents, reports of the several officers, boards of officers and public institutions of this State now or hereafter to be published, and to provide for the replacing of books lost by fire or otherwise, and to repeal all existing laws providing for the publication and distribution of said laws, documents or reports;

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title and referred to the committees on State affairs and printing.

The President *pro tem.* also announced the following :

HOUSE OF REPRESENTATIVES, }  
Lansing, March 8, 1889. }

*To the President of the Senate :*

SIR,—I am instructed by the House to return to the Senate the following entitled bill:

House bill No. 206 (file No. 96), entitled

A bill to provide for the transfer of causes in justices' courts and to repeal section 5372 of the compiled laws of 1871, relative to the transfer of causes in justices' courts, as amended by act No. 1 of the public acts of 1874 and act No. 99 of the public acts of 1881, being section 6937 of Howell's annotated statutes;

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on judiciary.

## MOTIONS AND RESOLUTIONS.

Mr. Den Herder moved that when the Senate adjourn to-day it stand adjourned until Monday next at 8 o'clock P. M.;

Which motion prevailed.

Mr. Taylor moved to reconsider the vote by which the Senate referred House bill No. 702, entitled

A bill to amend section 2 of chapter 3, section 7 of chapter 3 and section 6 of chapter 4, act No. 326 of the local acts of 1883, entitled an act to provide for a charter for the city of Detroit and to repeal all acts and parts of acts in conflict therewith

To the committee on education and public school;

Which motion prevailed.

On motion of Mr. Taylor,

The bill was then referred to the committees on cities and villages and elections, jointly.

## GENERAL ORDER.

On motion of Mr. Chapman,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Milnes to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

## I.

Senate bill No. 70 (file No. 44), entitled

A bill to amend section 1, of an act entitled "An act to authorize proceedings by garnishment in the circuit courts and the district court of the Upper Peninsula," approved March 16, 1861, as the same has been amended by the several acts amendatory thereof, the same being section 8058 of Howell's annotated statutes of the State of Michigan.

Senate bill No. 207 (file No. 52), entitled

A bill to provide for an appropriation for the preparation, publication and distribution of the proceedings of the annual meetings of the Michigan superintendents of the poor for the years 1889 and 1890.

House bill No. 99 (file No. 76), entitled

A bill to amend sections 3, 5, 6, 7, 8, and 9 of act No. 335 of the session laws of 1885, entitled "An act to restrict the powers of the commissioners of highways of the township of Republic, in the county of Marquette, and to authorize the township board of said township to provide for maintaining the streets, sidewalks, cross-walks and alleys now or hereafter built in the village of Republic, and to maintain a fire department, and to regulate and license auctioneers and peddlers in said village, and to add one section thereto, to stand as section 10, and to authorize the township board of said township to license transient traders,

Senate bill No. 39 (file No. 53), entitled

A bill making an appropriation for the purchase of books for the State library and for other purposes.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

House bill No. 14 (file No. 13), entitled

A bill to amend sections 32 and 34 of an act entitled "An act to amend sections 4, 7, 16, 17, 20, 22, 29, 31, 32, 34, 38, and 39, of 'An act to incorporate the city of Hastings,' approved March 11, 1871," as amended by an act amendatory thereof, approved April 2, 1873.

Have directed their chairman to report the same back to the Senate, with the recommendation that it be laid on the table.

ALFRED MILNES, *Chairman.*

Report accepted.

The first named bills were placed on the order of third reading of bills. On motion of Mr. Milnes,

The Senate concurred in the recommendation of the committee regarding the second named bill, and the same was laid on the table.

The Senate took up the order of

## REPORTS OF STANDING COMMITTEES.

By the committee on asylums for the insane:

The committee on asylums for the insane to whom was referred the following resolution, to-wit:

WHEREAS, By the public press, private correspondence and telegraphic dispatches, the attention of the Executive, the Legislature and the people is called to the death of two inmates of the Eastern Asylum for the Insane at Pontiac under circumstances admitting of doubt as to the humanity of the treatment of inmates of that institution; therefore

*Resolved* (the Senate concurring), That a special joint committee, consisting of three Representatives and three Senators, be appointed to visit the Eastern Asylum for the Insane, as well as the homes of such deceased inmates, if necessary, with authority to administer oaths, compel the attendance of witnesses, take testimony, and do all things necessary to a full investigation of the circumstances attending the deaths referred to, as well as the general conduct of the said institution, and report to the Legislature at the earliest possible date.

*Resolved further*, That the Governor be requested to add to such committee a member of the Board of Corrections and Charities, and the secretary of said Board, to be clerk of said committee.

Which had passed the House, and in which the concurrence of the Senate had been asked, and to which

Mr. Colgrove had offered the following amendment:

"And the said committee, when so appointed, be authorized and empowered to employ the services of a stenographer to take the testimony submitted to said committee,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the following substitute therefor, to-wit:

WHEREAS, By the public press, private correspondence and telegraphic dispatches, the attention of the Executive, the Legislature and the people is called to the death of two inmates of the Eastern Michigan Asylum at

Pontiac under circumstances admitting of doubt as to the humanity of the treatment of inmates at that institution; therefore

*Resolved* (the House concurring), That the Governor be, and he is hereby requested to cause the State Board of Corrections and Charities, under his direction, to visit said Eastern Michigan Asylum, as well as the homes of such deceased inmates, if necessary, with authority to administer oaths, compel the attendance of witnesses, take testimony, and do all things necessary to a full investigation of the circumstances attending the deaths referred to, as well as the general conduct of the said institution, and report to the Legislature at the earliest possible date, with all testimony taken in such investigation, and their opinion thereon.

Recommending that the substitute be concurred in and that the substitute be adopted and ask to be discharged from the further consideration of the subject.

ROSWELL LEAVITT, *Chairman.*

Report accepted.

The question being on the adoption of the substitute reported by the committee,

Mr. Colgrove demanded the yeas and nays.

The substitute was then adopted, a majority of all the Senators elect voting therefor by yeas and nays as follows:

#### YEAS.

Mr. Barringer,	Mr. Griffey,	Mr. Milnes,	Mr. Toan,
Berry,	Gurney,	Nagel,	Wesselius,
Chapman,	Holbrook,	Ranney,	Wisner,
Fox,	Leavitt,	Rentz,	President
Galbraith,	McCormick,	Taylor,	<i>pro tem.</i> , 19

#### NAYS.

Mr. Colgrove,	Mr. Gorman,	Mr. Grosfield,	Mr. Harshaw,	4
On motion of Mr. Gurney,				
The Senate adjourned.				

The President *pro tem.* announced that the Senate would stand adjourned until Monday next at 8 o'clock P. M.

*Lansing, March 11, 1889.*

The Senate met and was called to order by the President *pro tem.* at 8 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs Barringer, Colgrove, Fox, Galbraith, Gorman, Grossfield, Gurney, Leavitt, McCormick, Nagel, and Rentz.

On motion of Mr. Griffey,

Leave of absence was granted to all absentees for the day.

On motion of Mr. Giddings,

Leave of absence was granted to Mr. Colgrove until Thursday morning.

## PRESENTATION OF PETITIONS.

No. 306. By Mr. Leavitt: Petition of Hon. E. H. Green, Susan McCartney and many other citizens of Charlevoix, praying for the passage of a law securing to women of Michigan the right to vote in the election of all town and city officers, and upon local questions, including that of granting licenses for the sale of intoxicating liquors.

Referred to the committee on elections.

No. 307. By Mr. Wesselius: Petition of Fletcher Brown, Mary Finton and many other citizens of Gaines, Kent county, on the same subject.

Same reference.

No. 308. By Mr. Palmer: Petition of J. W. Miller, Matilda Miller and many other citizens of Big Rapids, on the same subject.

Same reference.

No. 309. By Mr. Palmer: Petition of Douglas Roben, Alma Bradley and many other citizens of Big Rapids, on the same subject.

Same reference.

No. 310. By Mr. Gilmore: Petition of Albert Eaton, F. W. Haystead and many other citizens of —, on the same subject.

Same reference.

No. 311. By Mr. Taylor: Petition of Anna L. Morse and Nellie Comstock, of Farmer's Creek, Lapeer county, on the same subject.

Same reference.

No. 312. By Mr. Milnes: Petition of 31 citizens of Bethel, Branch county, on the same subject.

Same reference.

No. 313. By Mr. Milnes: Petition of 335 women and 262 men of Coldwater, on the same subject.

Same reference.

No. 314. By Mr. Milnes: Petition of 33 women and 28 men citizens of Sherwood, Branch county, on the same subject.

Same reference.

No. 315. By Mr. Milnes: Petition of H. L. Sillick and many other citizens of Branch county, praying for an amendment to the "game warden bill" so as to provide definite and suitable compensation for deputy wardens.

Referred to the committee on fisheries.

No. 316. By Mr. Milnes: Petition of D. B. Parinton and many other citizens of Branch county, on the same subject.

Same reference.

No. 317. By Mr. Chapman: Protest of Litchfield Grange, No. 107, against the passage of the so-called township unit school system.

Referred to the committee on education and public schools.

## MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 8, 1889. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following entitled bill:  
House bill No. 216 (file No. 90), entitled

A bill fixing the time when lines created by levy of execution on real estate shall expire.

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on judiciary.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, {  
*Lansing, March 8, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill: House bill No. 226 (file No. 113), entitled

A bill to amend section 1 of act No. 124, session laws of 1869, entitled "An act to revise and consolidate the several acts relating to the protection of game, and for the better preservation of elk, deer, birds and wild fowl," approved April 3, 1869, and all subsequent amendments of said section, the same being section 2198 of Howell's annotated statutes, as amended by act No. 256, session laws of 1887, approved June 25, 1887.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on fisheries.

#### MOTIONS AND RESOLUTIONS.

Mr. Berry offered the following resolution:

*Resolved*, That a respectful message be sent to the House, requesting the return to the Senate of

House bill No. 136 (file No. 72), entitled

A bill to incorporate the city of Cheboygan, and to repeal an act entitled "An act to re-incorporate the village of Cheboygan, in the county of Cheboygan," approved March 27, 1877.

The question being on the adoption of the resolution,

The resolution was adopted.

#### THIRD READING OF BILLS.

Senate bill No. 125 (file No. 39), entitled

A bill to provide for the election of two justices of the peace and for the appointment of a justice clerk and room for holding justice courts in and for the city of Grand Rapids, and to define their jurisdiction and to fix their compensation, and to repeal an act entitled "An act to provide for the election of four justices of the peace in and for the city of Grand Rapids and to define their jurisdiction and fix their compensation," approved March 11, 1881, and all acts and parts of acts in any wise contravening the provisions of this act,

Was read a third time, and pending the taking of the vote thereon, Mr. Wesselius, by unanimous consent, moved to amend the bill as follows: By striking out of line two, of section four, "\$1,200," and inserting in lieu thereof the words "fourteen hundred dollars,"

Which motion prevailed, and the bill was so amended.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Holbrook,	Mr. Toan,
Berry,	Gilmore,	Milnes,	Wesselius,
Chapman,	Green,	Palmer,	Wisner,
Den Herder,	Griffey,	Ranney,	President
Dunstan,	Harshaw	Taylor,	<i>pro tem.</i> , 19

## NAYS

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Title agreed to.

Senate bill No. 64 (file No. 41), entitled

A bill to prohibit dealers in second-hand goods, junk shop keepers, peddlers of tinware, and rag paper buyers, pawn brokers and hawkers from purchasing any goods, thing, article, or articles from minors without the written consent of the parent or guardian of such minor,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Holbrook,	Mr. Wesselius,
Berry,	Gilmore,	Milnes,	Wisner,
Chapman,	Green,	Ranney,	President
Den Herder,	Griffey,	Taylor,	<i>pro tem.</i> , 18
Dunstan,	Harshaw,	Toan,	

## NAYS.

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The question being on agreeing to the title,

Mr. Wesselius moved to amend the title as follows:

By striking out the words "of tinware."

Which motion prevailed.

The title as amended was then agreed to.

Senate bill No. 70 (file No. 44), entitled,

A bill to amend section 1, of an act entitled, "An act to authorize proceedings by garnishment in the circuit courts and the district court of the Upper Peninsula," approved March 16, 1861, as the same has been amended by the several acts amendatory thereof, the same being section 8058 of Howell's annotated statutes of the State of Michigan,

Was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Holbrook,	Mr. Toan,
Berry,	Gilmore,	Milnes,	Wesselius,
Chapman,	Green,	Palmer,	Wisner,
Den Herder,	Griffey,	Ranney,	President
Dunstan,	Harshaw,	Taylor,	<i>pro tem.</i> , 19



## NAYS.

0

Title agreed to.

Senate bill No. 207 (file No. 52), entitled

A bill to provide for an appropriation for the preparation, publication and distribution of the proceedings of the annual meetings of the Michigan superintendents of the poor for the years 1889 and 1890,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Holbrook,	Mr. Toan,
Berry,	Gilmore,	Milnes,	Wesselius,
Chapman,	Green,	Palmer,	Wisner,
Den Herder,	Griffey,	Ranney,	President
Dunstan,	Harshaw,	Taylor,	<i>pro tem.</i> , 19

## NAYS

0

Title agreed to.

Senate bill No. 39 (file No. 53), entitled

A bill making an appropriation for the purchase of books for the State Library and for other purposes,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

## YEAS.

Mr. Babcock,	Mr. Gilmore,	Mr. Milnes,	Mr. Toan,
Berry,	Green,	Palmer,	Wesselius,
Chapman,	Griffey,	Ranney,	Wisner,
Den Herder,	Harshaw,	Rentz,	President
Dunstan,	Holbrook,	Taylor,	<i>pro tem.</i> , 20
Giddings,			

## NAYS.

0

Title agreed to.

House bill No. 99 (file No. 76), entitled

A bill to amend sections 3, 5, 6, 7, 8 and 9 of act No. 335, of the session laws of 1885, entitled "An act to restrict the powers, of the commissioners of highways of the township of Republic, in the county of Marquette, and to authorize the township board of said township to provide for maintaining the streets, sidewalks, cross-walks and alleys now or hereafter built in the village of Republic, and to maintain a fire department, and to regulate and license auctioneers and peddlers in said village, and to add one section thereto, to stand as section 10, and to authorize the township board of said township to license transient traders,

Was read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Holbrook,	Mr. Taylor,
Berry,	Gilmore,	Milnes,	Toan,
Chapman,	Green,	Palmer,	Wesselius,
Den Herder,	Griffey,	Ranney,	Wisner,

Mr. Dunstan,	Mr. Harshaw,	Mr. Rentz,	Mr. President	
			<i>pro tem.</i>	20
		NAYS.		0

Title agreed to  
On motion of Mr. Giddings,  
The Senate adjourned.

*Lansing, March 12, 1889.*

The Senate met and was called to order by the President *pro tem.* at 2 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Barringer, Blackwell, Leavitt and Wesselius.

On motion of Mr. Chapman,

Leave of absence was granted to Mr. Blackwell for the rest of this week.

#### PRESENTATION OF PETITIONS.

No. 318. By Mr. Gilmore: Petition of R. P. Boody, F. E. Cawley and many other citizens of Morenci, praying for the passage of a law securing to women of Michigan the right to vote in the election of all town and city officers, and upon local questions, including that of granting licenses for the sale of intoxicating liquors.

Referred to the committee on elections.

No. 319. By Mr. Green: Petition of 24 citizens of Harrison on the same subject.

Same reference.

No. 320. By Mr. Green: Petition of 24 citizens of Elwell on the same subject.

Same reference.

No. 321. By Mr. Giddings: Petition of 310 citizens of Wexford, Manistee, Osceola and Benzie counties, on the same subject.

Same reference.

No. 322. By Mr. Galbraith: Memorial asking for the passage of a law prohibiting the sale of opium, and other narcotics, except on the prescription of physicians.

Referred to the committee on public health.

No. 323. By Mr. Galbraith: Petition from A. S. Wakley, F. Prior and 42 others, asking for the passage of a certain bill relative to Wild Fowl Bay.

Referred to the committee on public lands.

No. 324. By Mr. Galbraith: Memorial asking for the passage of a law prohibiting the sale of opium and other narcotics except on the prescriptions of physicians.

Referred to the committee on public health.

No. 325. By Mr. Dunstan: Petition of many citizens of Houghton, for passage of Senate bill No. 268, relative to the incorporation of the public schools of the village aforesaid.

Referred to the committee on education and public schools.

No. 326. By Mr. Dunstan: Petition of the trustees of district No. 1, Portage township, on the same subject.

Same reference.

No. 327. By Mr. Dunstan: Remonstrance of M. A. Powers and others against the bill pending to vacate the township of Carp Lake, Ontonagon county.

Referred to the committee on counties and townships.

No. 328. By Mr. Dunstan: Petition of N. W. Haire and others praying for extension of terms of office of county clerks.

Referred to the committee on judiciary.

No. 329. By Mr. Ball: Resolutions of the executive board of the Clinton County Sheep Breeders' Association asking for the passage of the cattle inspection bill.

Referred to the committee on agricultural interests.

No. 330. By Mr. Holbrook: Protest of T. G. Adams, A. B. Congdon, M. W. Ward and 40 others of Allegan county against the repeal of the mortgage tax law.

Referred to the committee on judiciary.

No. 331. By Mr. Gurney: Resolutions of Newaygo Co. grange, No. 11, of Hesperia, Mich., asking for passage of bill No. 34, introduced by Senator Holbrook, relative to trusts.

Referred to the committee on judiciary.

No. 332. By Mr. Gurney: Resolutions of Fremont grange, No. 34, on the same subject.

Same reference.

No. 333. By Mr. Dunstan: Petition of John W. Kingston and many others, praying that certain territory be detached from Eagle Harbor township and attached to Sherman township, in Keewenaw county.

On motion of Mr. Dunstan

The petition was read at length, and spread at large on the Journal, as follows:

*To the Honorable, the Senate and House of Representatives of the State of Michigan:*

We, the undersigned citizens, voters and residents of the lands hereinafter described, do petition hereby your honorable bodies to enact into law the bills pending before you to detach sections 19, 30 and 31 in township 58 N. R. No. 31 west, in Keewenaw county, Michigan, from Eagle Harbor township and to attach same to Sherman township in said county. Such legislation will better enable us to improve the highways crossing said territory, and will avoid the necessity of our being constrained to travel upwards of eight (8) miles to vote at general or special elections. We know of no opposition to said bill.

And your petitioners will ever pray, etc.

Referred to the committee on counties and townships.

No. 334. By Mr. Dunstan: Remonstrance of board of Supervisors of Ontonagon county, against the organization of a new county out of the territory now comprised in Ontonagon county.

On motion of Mr. Dunstan,

The remonstrance was read at length, and spread at large on the Journal, as follows:

At an adjourned meeting of the board of supervisors held at the court house in the village of Ontonagon, county of Ontonagon, and State of Michigan, on Saturday, the sixteenth day of February, A. D. 1889, the full board being present the following preamble and resolutions were adopted, viz:

WHEREAS, It has lately come to the knowledge of this board that certain non-taxpaying citizens of this county have petitioned the legislature to form a new county out of territory now forming a part of the county of Ontonagon to be known as the county of McMillan. Therefore be it

*Resolved*, That we, representing the tax-paying interests of the county of Ontonagon, do most seriously protest against any division of the county of Ontonagon at this time, for the following reasons:

1st. Because a division at this time would cause the bankruptcy of both the old and the new counties. The present indebtedness of the county of Ontonagon being over \$25,000, it would be impossible, with the small and poor territory that would be left after forming a new county to pay such an amount, and even if the proposed new county should assume a part of such indebtedness it would be unable to pay it, because its territory is at present an undeveloped wilderness without villages or even houses. The proposed new county would be compelled to build county buildings, and maintain at great expense a complete county organization. It would be obliged to transcribe the county records and pay the expenses of courts and judicial tribunals. It is almost impossible for the present county of Ontonagon, with its limited means, to meet its necessary pecuniary obligations. How much more difficult and impossible would it be for each county, after division, to pay its expenses and carry on its government. No business men could for a moment entertain the idea of a new county at the present time and under the present circumstances.

2d. The taxpayers of the county do not desire division. Every taxpayer of Ontonagon county, whether resident or non-resident, views with alarm any scheme that will be sure to double or even treble the taxes of the county, which are already so high as to be a source of constant litigation and a grievous burden upon our people.

3rd. There is not, at the present time, any organized township in the proposed new county to form a basis of county organization.

4th. The residents of this county who are not taxpayers do not, as a class, desire division. Hundreds of homesteaders reside within the boundaries of our county, and expect to make this county their place of residence when they shall have acquired title to their lands. Furthermore, they expect and desire to share the burdens of county organization, but they do not desire to force the county of their adoption into irretrievable debt, and thus lower the value of the land that they acquire only by unremitting toil.

5th. There is not one valid reason for the organization of any new county, or for the taking away of any of the territory of the county of Ontonagon for any purpose whatever.

The county clerk is hereby instructed to forward a certified copy of these resolutions, one each, to the Honorable Thos. B. Dunstan, and to the Honorable Chas. A. Hanscom, our senator and representative in the Legislature, with request that they use their utmost endeavors to defeat all schemes for the division of this county at the present session of the Legislature.

In testimony whereof I have hereunto set my hand and official seal at Ontonagon, Michigan, this sixteenth day of February, A. D, 1889.

M. A. POWERS,

*County Clerk.*

Referred to the committee on counties and townships,

#### REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 159 (file 47), entitled

A bill to amend section 5, of act No. 142, of the session laws of 1849, entitled "An act to incorporate the trustees of Mountain Home Cemetery," approved March 28, 1849.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on labor interests:

The committee on labor interests, to whom was referred

House bill No. 15 (file No. 100), entitled

A bill to amend section 7 of act number 39, of the public acts of 1885, entitled "An act to regulate the employment of children, young persons, and women in certain cases," approved April 10, 1885.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. W. GIDDINGS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor the following:

1. Senate bill No. 337, entitled

A bill to detach certain portions of the fourth ward in the city of Pontiac, and to form another ward therefrom, to be known as the fifth ward of said city, and to provide officers for the said fifth ward, and fix the salaries of the said officers.

2. Senate bill No. 7 (file No. 25), entitled

A bill to legalize certain bridge bonds issued by the county of Bay.

3. Senate bill No. 67 (file No. 17), entitled

A bill relative to the fraudulent removal, concealment, disposal or embezzlement of property leased or under contract of purchase.

Senate concurrent resolution,

Authorizing the Quartermaster General to loan certain camp equipage to the organization known as the Sons of Veterans.

JAMES W. McCORMICK, *Chairman.*

Report accepted.

By the committees on cities and villages and elections:

The committees on cities and villages and elections, to whom was referred House bill No. 702, entitled

A bill to amend section 2 of chapter 2, and section 7 of chapter 3, and section 6 of chapter 4 of act No. 326 of the local acts of 1883, entitled "An act to provide for a charter for the city of Detroit and to repeal all acts and parts of acts in conflict therewith.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass and ask to be discharged from the further consideration of the subject.

R. L. TAYLOR, *Chairman Joint Committees.*

Report accepted and committee discharged.

On motion of Mr. Taylor,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Milnes,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Griffey,	Mr. Palmer,	
Berry,	Galbraith,	Gurney,	Ranney,	
Chapman,	Giddings,	Holbrook,	Taylor,	
Den Herder,	Gilmore,	McCormick,	Toan,	
Dunstan,	Green,	Milnes,	Wisner.	20

#### NAYS.

Mr. Barringer,	Mr. Grosfield,	Mr. Harshaw,	Mr. Nagel.	4
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The question being on agreeing to the title,

Mr. Taylor moved to amend the title as follows:

By striking out the words "section seven," and inserting in lieu thereof the words "sections seven and eleven,"

Which motion prevailed.

Title as amended was then agreed to.

On motion of Mr. Milnes,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

#### COMMUNICATIONS FROM STATE OFFICERS.

The President *pro tem.* announced the following;

THE STATE INDUSTRIAL HOME FOR GIRLS, }  
Adrian, March 11, 1889.

*Lewis M. Miller, Secretary of the Senate, Lansing, Mich.:*

SIR,—In accordance with resolution of Senate, I send you the following:

## SIXTH COTTAGE.

F. C. Matthes, plans and specifications.....		\$125 00
Detroit Free Press, advertising for bids.....	\$39 74	
Adrian Times, advertising for bids.....	14 00	
		<hr/> 53 74
Watts & Smith, writing contract.....		5 00
J. L. Matthes & Sons, builders.....		13,462 88
Grand Rapids Metal Plumbing Works.....		1,848 00
Thompson & Judge, masons.....		124 58
E. T. Barnum, wire guards and beds.....		184 29
Wilcox Bros. & Co., grate and fixtures.....		27 50
		<hr/> \$15,830 99

The contract price with J. L. Matthes & Sons for building cottage was \$13,310, and we paid them \$152.88 for extras.

The contract price with Metal Plumbing Works was \$1,773, and we paid them \$75 for putting in an extra set of water pipes.

## ADMINISTRATION BUILDING AND SUPT.'S HOUSE.

F. C. Matthes, plans and specifications.....		\$125 00
Free Press, advertising for bids.....	\$7 92	
Adrian Times, advertising for bids.....	4 20—	12 12
Watts & Smith, writing contracts.....		5 00
Detroit Safe Co., vault doors.....	\$125 00	
Adrian bank, vault doors.....	25 00—	150 00
Beck & Vogt, builders.....		10,858 45
S. H. Perkins, plumbers, steam fitters, etc.....		2,055 46
F. C. Matthes, superintending work.....		100 00
Wilcox, Bro. & Co., mantels, grates.....		160 00
F. Thume, mantels, grates and sideboard.....		528 10
Adrian Gas Co., fixtures.....		156 68
Furniture, carpets, etc., from—		
Middecomb Fur. Co.....	\$153 50	
W. A. Berkey Fur. Co.....	9 75	
W. A. Kimball & Son.....	35 30	
John P. Fiske.....	17 50	
C Meyerhuber.....	31 12	
Berkey & Gay Fur. Co.....	90 68	
Nelson, Matter & Co.....	248 78	
		<hr/> 586 63
		<hr/> \$14,237 44

We paid Beck & Vogt for extras, \$58.45, and S. H. Perkins \$5.46 for extras.

Very truly,

MARGARET SCOTT, *Supt.*

## MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE, }  
*Lansing, March 12, 1889.* }

*To the Senate :*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate concurrent resolution,

Authorizing the Quartermaster General to loan certain camp equipage to the organization known as the Sons of Veterans.

Very respectfully,

C. G. LUCE,  
*Governor.*

The message was laid on the table.

The President *pro tem.* also announced the following:

EXECUTIVE OFFICE, }  
*Lansing, March 12, 1889.* }

*To the Senate :*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 67 (file No. 17), being

An act relative to the fraudulent concealment, disposal or embezzlement of property leased or under contract of purchase.

Also,

Senate bill No. 7 (file No. 25), being

An act to legalize certain bridge bonds issued by the county of Bay.

C. G. LUCE, *Governor.*

The message was laid on the table.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 11, 1889.* }

*To the President of the Senate :*

SIR,—I am instructed by the House to respectfully request the return of the following entitled bill:

Senate bill No. 62 (file No. 23), entitled

A bill providing for the appointment, defining the duties, and fixing the compensation of a stenographer for the first judicial circuit of the State of Michigan.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

Mr. Gilmore moved that a respectful message be sent to the Governor requesting the return to the Senate of the above named bill, and that when so returned by the Governor the same be re-transmitted to the House, pursuant to request.

Which motion prevailed.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 12, 1889.* }

*To the President of the Senate :*

SIR,—I am instructed by the House to re-transmit the following concurrent resolution:



WHEREAS, By the public press, private correspondence and telegraphic dispatches, the attention of the Executive, the Legislature and the people is called to the death of two inmates of the Eastern Asylum for the insane at Pontiac under circumstances admitting of doubt as to the humanity of the treatment of inmates at that institution, therefore,

*Resolved*, (the Senate concurring), That a special joint committee, consisting of three Representatives and three Senators, be appointed to visit the Eastern Asylum for the Insane, as well as the homes of such deceased inmates, if necessary, with authority to administer oaths, compel the attendance of witnesses, take testimony, and do all things necessary to a full investigation of the circumstances attending the deaths referred to, as well as the general conduct of the said institution, and report to the Legislature at the earliest possible date.

*Resolved further*, That the Governor be requested to add to such committee a member of the Board of Corrections and Charities, and the secretary of said board to be clerk of said committee.

For which the Senate adopted a substitute as shown by message of Friday last, reading as follows:

WHEREAS, By the public press, private correspondence and telegraphic dispatches, the attention of the Executive, the Legislature and the people is called to the death of two inmates of the Eastern Michigan Asylum at Pontiac under circumstances admitting of doubt as to the humanity of the treatment of inmates at that institution; therefore

*Resolved* (The House concurring), That the Governor be, and he is hereby requested to cause the State Board of Corrections and Charities, under his direction, to visit said Eastern Michigan Asylum, as well as the homes of such deceased inmates, if necessary, with authority to administer oaths, compel the attendance of witnesses, take testimony, and do all things necessary to a full investigation of the circumstances attending the deaths referred to, as well as the general conduct of the said institution, and report to the Legislature at the earliest possible date, with all testimony taken in such investigation, and their opinion thereon.

Now, to inform the senate that in such substitute the House non-concurs.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

On motion of Mr. Taylor,

The concurrent resolution was laid on the table.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 12, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled bill:

House bill No. 243 (file No. 141), entitled

A bill to amend compiler's section No. 614 of the revised statutes of 1871, the same being compiler's section 644 of Howell's annotated statutes of Michigan, relative to the time when the term of county officers shall commence.

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on judiciary.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing March 12, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following, entitled bills:

1. House bill No. 307 (file No. 124), entitled

A bill to authorize the village of Buchanan, in the county of Berrien, to raise money to make public improvements in said village, to issue bonds therefor, and to provide for the levy of taxes therein to pay the same.

2. House bill No. 593, entitled

A bill to prohibit boards of registration from holding sessions in or near places where intoxicating liquors are sold or kept for sale.

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and Pending its reference,

On motion of Mr. Babcock,

The bill was laid on the table.

The second named bill was read a first and second time by its title, and referred to the committee on elections.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 12, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to return to the Senate the following entitled bill:

House bill No. 136 (file No. 72), entitled

A bill to incorporate the city of Cheboygan, and to repeal an act entitled "An act to re-incorporate the village of Cheboygan, in the county of Cheboygan," approved March 27, 1877,

In compliance with the request of the Senate for the return of the same, as shown by a message this day received.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Mr. Berry moved that the rules be suspended to permit the moving of reconsideration of the vote by which the Senate passed said bill.

Which motion prevailed, two-thirds of all the senators present voting therefor.

Mr. Berry then moved to reconsider the vote by which the Senate passed the bill,

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Berry, by unanimous consent, moved to amend the bill as follows:

1. Amend chapter 1, section 1, by adding to the end of the section the following: "*Provided, however, That until the fourth day of July, 1889, and no longer, the territory hereby set off from the township of Benton shall, for judicial purposes, and for such purposes only, be and remain attached to and continue to form a part of said township.*"

2. Amend chapter 29, section 14 (page 10), by inserting after the word "Benton," in the first line, the following:

"Shall have the same power and authority, and shall exercise the same in and for said city of Cheboygan, as is by this act conferred upon justices of the peace elected in and for said city, and shall in all respects be subject to the provisions of this act, relating to such justices of the peace and they"

Which motion prevailed and the bill was so amended.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barringer,	Mr. Giddings,	Mr. Gurney,	Mr. Ranney,
Berry,	Gilmore,	Harshaw,	Rentz,
Chapman,	Gorman,	McCormick,	Taylor,
Den Herder,	Green,	Milnes,	Toan,
Dunstan,	Griffey,	Nagel,	Wisner,
Fox,	Grosfield,	Palmer.	Pres. <i>pro tem.</i>
Galbraith,			25

#### NAYS.

0

Title agreed to.

On motion of Mr. Berry,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The president *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 12, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following, entitled bills:

1. House bill No. 761, entitled

A bill to provide for the construction and maintenance of stone, gravel, macadamized, and other roads in the county of Saginaw, and to authorize said county to issue its bonds therefor.

2. House bill No. 227 (file No. 159), entitled

A bill to amend and revise an act entitled "An act to provide for the construction and maintenance of macadamized roads in Bay county," approved April 24, 1883, being Act No. 278 of the local acts of the State of Michigan

for the year 1883, as amended by Act No. 350 of the local acts of the State of Michigan for the year 1885, and as amended by Act No. 396 of the local acts of the State of Michigan for the year 1887,

3. House bill No. 221 (file No. 127), entitled

A bill to authorize the city of Ann Arbor to raise \$25,000 for a hospital.

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and, pending its reference,

On motion of Mr. Wisner,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Gurney,	Mr. Palmer,
Barringer,	Gilmore,	Harshaw,	Ranney,
Berry,	Gorman,	Holbrook,	Rentz,
Chapman,	Green,	McCormick,	Taylor,
Den Herder,	Griffey,	Milnes,	Wisner,
Dunstan,	Grosfield,	Nagel,	President
Fox,			<i>pro tem.</i> , 25
			0

#### NAYS.

Title agreed to.

On motion of Mr. Wisner,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The second named bill was read a first and second time by its title, and referred to the committee on roads and bridges.

The third named bill was read a first and second time by its title, and referred to the committee on cities and villages.

#### MOTIONS AND RESOLUTIONS.

Mr. Dunstan offered the following resolution:

WHEREAS, The warden of the Michigan State Prison at Jackson has kindly tendered to the Senate an invitation to visit said institution tomorrow evening; therefore it

*Resolved*, That such invitation be, and the same is, hereby accepted, and that the thanks of this body be and are hereby extended to him for the same.

The question being on the adoption of the resolution,

The resolution was adopted.

Mr. Dunstan moved to take from the table

Senate bill No. 375, entitled

A bill to amend sections 1 to 10 inclusive, of act No. 253 of the said acts of 1887, entitled "An act providing for two voting precincts for the township of Calumet in the county of Houghton, defining the limits thereof, providing for a new registration of the voters thereof, and determining who shall be inspectors of election therein,

Which motion prevailed.

On motion of Mr. Dunstan

The bill was referred to the committee on elections.

Mr. Dunstan moved to take from the table

Senate bill No. 269, entitled

A bill to provide for the incorporation of Temples of Honor and Temperance.

Which motion prevailed.

On motion of Mr. Dunstan

The bill was referred to the committee on judiciary.

Mr. Dunstan moved to take from the table

Senate bill No. 270, entitled

A bill to provide for the incorporation of the lodges of Ancient Order of Foresters.

Which motion prevailed.

On motion of Mr. Dunstan,

The bill was referred to the committee on judiciary.

Mr. Ranney moved that the committee of the whole be discharged from the further consideration of

Senate bill No. 267 (file No. 55), entitled

A bill to amend chapter 6 of act No. 337 of the local acts of 1883, entitled "An act to incorporate the city of Kalamazoo," and to repeal an act entitled "An act to re-incorporate the village of Kalamazoo and to repeal all inconsistent acts and parts of acts," approved March 15, 1861, as amended by the several acts amendatory thereof, approved June 8, 1883, as amended by the several acts amendatory thereof, approved April 27, 1887, by adding 4 new sections to said chapter to stand as sections 6, 7, 8, and 9 thereof, and to amend section 11 and the 11th subdivision of section 24 of chapter 17 of said act; and to amend section 5 of chapter 18 of said act; and to amend section 10 of chapter 22 of said act; and to amend sections 1, 2, 3, 4, 5, 6 and 7 of chapter 23 of said act, and to add four new sections thereto to stand as sections 8, 9, 10 and 11 thereof,

Which motion prevailed.

On motion of Mr. Ranney,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Gurney,	Mr. Ranney,
Barringer,	Giddings,	Harshaw,	Rentz,
Berry,	Gilmore,	Holbrook,	Taylor,
Chapman,	Gorman,	McCormick,	Toan
DenHerder,	Green,	Milnes,	Wisner,
Dunstan,	Griffey,	Nagel,	President,
Fox,	Grosfield,	Palmer,	<i>pro tem.</i> 27

## NAYS.

9

Title agreed to.

On motion of Mr. Ranney,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Dunstan,

Senate bill No. 125 (file No. 39), entitled

A bill to provide for the election of two justices of the peace and for the appointment of a justice clerk and room for holding justice courts in and for the city of Grand Rapids, and to define their jurisdiction and to fix their compensation, and to repeal an act entitled "An act to provide for the election of four justices of the peace in and for the city of Grand Rapids and to define their jurisdiction and fix their compensation," approved March 11, 1881, and all acts and parts of acts in any wise contravening the provisions of this act,

By a vote of two-thirds of all the Senators elect, was ordered to take immediate effect.

On motion of Mr. Chapman.

Senate bill No. 207 (file No. 52), entitled

A bill to provide for an appropriation for the preparation, publication and distribution of the proceedings of the annual meetings of the Michigan superintendents of the poor for the years 1889 and 1890,

By a vote of two-thirds of all the Senators elect, was ordered to take immediate effect.

On motion of Mr. Berry,

Senate bill No. 39 (file No. 53), entitled

A bill making an appropriation for the purchase of books for the State library and for other purposes,

By a vote of two-thirds of all the Senators elect, was ordered to take immediate effect.

On motion of Mr. Griffey,

House bill No. 99 (file No. 76), entitled

A bill to amend sections 3, 5, 6, 7, 8 and 9 of act No. 335, of the session laws of 1885, entitled "An act to restrict the powers of the commissioners of highways of the township of Republic, in the county of Marquette, and to authorize the township board of said township to provide for maintaining the streets, sidewalks, cross-walks and alleys now or hereafter built in the village of Republic, and to maintain a fire department, and to regulate and license auctioneers and peddlers in said village, and to add one section thereto, to stand as section 10, and to authorize the township board of said township to license transient traders,

By a vote of two-thirds of all the Senators elect, was ordered to take immediate effect.

The Senate resumed the order of

## REPORTS OF STANDING COMMITTEES.

By the committee on supplies and expenses:

The committee on supplies and expenses, to whom was referred the following accounts:

Michigan Senate to Kennedy & Koester, manufacturing jewelers,—Dr.:

Sixteen silver badges, @ \$2.00.....	\$32 00
Mileage to Detroit, 87 miles, @ 6 cents.....	10 44
One dinner.....	50
<b>Total .....</b>	<b>\$42 94</b>

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and asked to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman.*

On motion of Mr. Taylor,

The bill was re-committed to the committee on supplies and expenses, with instructions to report.

By the committee on supplies and expenses:

The committee on supplies and expenses to whom was referred the following account:

Michigan Senate to Theo. L. Backus, Dr.,	
Feb'y 19. 1 letter press.....	\$17 85
1 qr. 120 lb. blotting, cut 10x12.....	2 00
6 sheets oil board, cut 10x12.....	90
1 hanging water cup.....	75
1 4 in. copying brush.....	50
1 10x12 Hill's blotter bath, S 171.....	2 25
16 900 page, 10x12 R. and B. letter books, \$2.00 each....	32 00
	<b>\$56 25</b>

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman.*

Mr. Holbrook moved that the bill be re committed to the committee on supplies and expenses, with instructions to report.

Mr. Gilmore moved to take from the table

Senate bill No. 104, (file No. 43,) entitled

A bill to amend section three of act No. 153 of the public acts of 1885, entitled "An act to provide for the assessment of property and the levy and collection of taxes thereon," approved June 9th, 1885, as amended by act No. 301 of the public acts of 1887.

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, the bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Gurney,	Mr. Ranney,
Barringer,	Giddings,	Harshaw,	Rentz,
Berry.	Gilmore,	Holbrook,	Taylor,
Chapman,	Gorman,	McCormick,	Toan,
Den Herder,	Green,	Milnes,	Wisner,
Dunstan,	Griffey,	Nagel,	President
Fox,	Grosfield,	Palmer,	<i>pro tem., 27</i>

## NAYS.

0

Title agreed to.

On motion of Mr. Gilmore,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Palmer moved to take from the table

House bill No. 208 (file No. 89), entitled

A bill to amend section 5264 of the compiled laws of 1871, being section 6829 of Howell's annotated statutes of Michigan, relative to issuing and return of short summons in justice courts.

Which motion prevailed.

On motion of Mr. Palmer,

The bill was to the re-committed to committee on judiciary.

The Senate resumed the order of

## MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE, }  
Lansing March 12, 1889. }

*To the President of the Senate:*

In compliance with the request of the honorable Senate, conveyed to me through the Secretary, I herewith transmit and return without executive consideration,

Senate bill No. 62, entitled

An act providing for the appointment, defining the duties and fixing the compensation of a stenographer for the first judicial circuit of the State of Michigan.

C. G. LUCE,  
Governor.

The bill was ordered re-transmitted to the House.

## GENERAL ORDER.

On motion of Mr. Giddings,

The Senate went into committee of the whole on the general order,

Whereupon the President called Mr. McCormick to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

## I.

House bill No. 144 (file No. 60), entitled

A bill to amend act No. 28 of the public acts of 1877, entitled "An act to provide for the appointment of an assistant prosecuting attorney for the county of Wayne," as amended by act No. 7 of the public acts of 1883 and act No. 109 of the public acts of 1885, so as to provide for the appointment of two assistant prosecuting attorneys in said county, and to define their powers and duties.

Senate bill No. 182 (file No. 54), entitled

A bill to authorize the board of cemetery trustees of the city of Cadillac and township of Clam Lake to convey its cemetery grounds to another cemetery association.



Senate bill No. 183 (file No. 56), entitled

A bill to repeal act No. 380 of the session laws of 1881, entitled "An act to authorize the township of Clam Lake and the city of Cadillac in Wexford county, to jointly own and control a certain cemetery in the city of Cadillac, and to create a board of trustees for the care and management of the same," Approved May 11, 1881.

Senate bill No. 177 (file No. 58), entitled

A bill giving the assent of the Legislature of the State of Michigan to the grant of moneys from the United States by act of Congress, approved March 2, 1887, being an act to establish agricultural experiment stations in connection with the colleges established in the several States under the provisions of an act of Congress, approved July 2, 1862, and acts supplementary thereto,

Senate bill No. 394, file No. 60, entitled

A bill to amend act number two hundred and thirty-five of the public acts of eighteen hundred and eighty-seven, entitled "An act making an appropriation of swamp lands for the construction of a drain in the township of Wisner and Gilford, Tuscola county."

Senate bill No. 242 (file No. 62), entitled

A bill to amend section 63 of chapter 103 of the revised statutes of 1846, being section 7612, Howell's annotated statutes.

Senate bill No. 159 (file No. 47), entitled

A bill to amend section 5, of act No. 142, of the session laws of 1849, entitled "An act to incorporate the trustees of Mountain Home Cemetery," approved March 28, 1849.

House bill No. 151 (file No. 100), entitled

A bill to amend section 7 of act No. 39 of the public acts of 1885, entitled "An act to regulate the employment of children, young persons, and women in certain cases," approved April 10, 1885.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

House bill No. 39 (file No. 40), entitled

A bill to authorize the formation of corporations for the purchase and improvement of grounds to be occupied for summer homes, for camp meetings, for meetings of assemblies or associations, and societies organized for intellectual and scientific culture and for the promotion of the cause of religion and morality, or for any or all of such purposes.

Senate bill No. 254 (file No. 57), entitled

A bill to provide for building bridges situated partly in more than one township, or in one township or more than one, and partly in a city or incorporated village, when any such township, city or village shall be unwilling to join in or contribute to the building thereof.

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

J. W. McCORMICK, *Chairman.*

The President *pro tem.* having taken the chair,

The report was accepted.

The first above named bills were placed on the order of third reading of bills.

On motion of Mr. McCormick,

The Senate concurred in the amendments made to the second named bills, and the same were placed on the order of third reading of bills.

On motion of Mr. McCormick,

The Senate adjourned.

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*Lansing, March 13, 1889.*

The Senate met and was called to order by the President at 2 o'clock P. M.

Religious exercises by the Rev. Mr. Jordan.

Roll called: a quorum present.

Absent without leave: Messrs. Gilmore, Leavitt, Milnes and Wesselius.

On motion of Mr. Gorman,

Leave of absence was granted Mr. Gilmore, indefinitely on account of the loss of his mother.

On motion of Mr. Barringer,

Leave of absence was granted to Mr. Milnes for the day.

On motion of Mr. Gurney,

Leave of absence was granted to all absentees for the day.

On motion of Mr. Giddings,

Leave of absence was granted to Mr. Wesselius for the rest of this week.

#### PRESENTATION OF PETITIONS.

No. 335. By Mr. Galbraith: Petition of A. G. North, A. Webb and 93 others, relative to Wild Fowl Bay.

Referred to the committee on public lands.

No. 336. By Mr. Ball: Petition of J. E. Austin and 26 others of Genesee county, asking for the passage of the meat inspection bill.

Referred to the committee on agricultural interests.

No. 337. By Mr. Chapman: Petition for erection of statue to Gen. Custer.

Referred to the committee on military affairs.

No. 338. By Mr. Chapman: Telegram relative to inspection of cattle.

On motion of Mr. Chapman,

The telegram was read at length and spread at large on the Journal, as follows:

EAST BUFFALO, N. Y., *March 3, 1889.*

*To Senator Chapman:*

Protect Michigan farmers' live stock interest; have to almost give away their stock on account of western dressed meat.

JOE STEVENS.

Referred to the committee on agricultural interests.

## REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment :

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following:

1. Senate bill No. 184, entitled

A bill to amend sections 2 and 10 of act No. 265, session laws of 1885, approved March 6, 1885, entitled "An act to re-incorporate the city of Cadillac," and to repeal act No. 254, of the sessions laws of 1887, entitled "An act to incorporate the city of Cadillac," and repeal act No. 336, of the session laws of 1875, approved April 22, 1875, and act No. 304 of the session laws of 1879, entitled "An act to amend section 1 of act No. 254 of the session laws of 1877," approved March 20, 1877, entitled "An act to incorporate the city of Cadillac and repeal act No. 336 of the session laws of 1875," approved April 22, 1875, and to add one new section thereto, to stand as section 12.

2. Senate bill No. 245, entitled

A bill to re-incorporate the village of Clarkston, in the county of Oakland.

3. Senate bill No. 235, entitled

A bill to legalize certain bridge bonds issued by the village of Charlevoix the county of Charlevoix.

in 4. Senate bill No. 2 (file No. 19), entitled

A bill to provide punishment for the fraudulent removal, concealment, disposal or embezzlement of personal property under chattel mortgage.

C. G. GRIFFEY,

*Acting Chairman.*

Report accepted.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following:

Senate bill No. 20 (file No. 6), entitled

A bill to re-incorporate the city of Ann Arbor, revise the charter of said city and repeal all conflicting acts relative thereto.

JAS. W. McCORMICK, *Chairman.*

Report accepted.

By the committee on fisheries:

The committee on fisheries, to whom was referred

House bill No. 226 (House file No. 113), entitled

A bill to amend section one of act No. 124, session laws of 1869, entitled "An act to revise and consolidate the several acts relating to the protection of game, and for the better preservation of elk, deer, birds and wild fowl," approved April 3, 1869, and all subsequent amendments of said section, the same being section 2198 of Howell's annotated statutes, as amended by act No. 256, session laws of 1887, approved June 25, 1887,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

T. S. GURNEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Nagel,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was read a third time, and pending the taking of the vote thereon, On motion of Mr. Holbrook,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on finance and appropriations:

The committee on finance and appropriations, to whom was referred

Senate joint resolution No. 14 (file No. 1), entitled

Joint resolution making an appropriation to suitably dedicate the Michigan monuments at Gettysburg,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Chapman,

The Senate concurred in the amendments made to the joint resolution by the committee.

The joint resolution was referred to the committee of the whole, and placed on the general order.

By the committee on finance and appropriations:

The committee on finance and appropriations, to whom was referred

Senate bill No. 65, entitled

A bill making an appropriation for the support and expenses of a State weather service,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on supplies and expenses:

The committee on supplies and expenses, to whom were recommitted the following accounts:

Michigan Senate to Kennedy & Koester, manufacturing jewelers,—Dr.:  
Sixteen silver badges, @ \$2.00 ..... \$32 00

Michigan Senate to John S. Brubaker, Sergeant-at-Arms,—Dr.:

Mileage to Detroit, 87 miles, @ 6 cents ..... \$10 44  
One dinner ..... 50

Total ..... \$10 94

Michigan Senate to Theo. L. Backus,—Dr.:		
Feb'y 19.	1 letter press.....	\$17 85
	1 qr. 120 lb. blotting, cut 10x12.....	2 00
	6 sheets oil board, cut 10x12.....	90
	1 hanging water cup.....	75
	1 4 in. copying brush.....	50
	1 10x12 Hill's blotter bath, 8 171.....	2 25
	16 900 page, 10x12 R. and B. letter books, \$2.00 each....	32 00
		<hr/>
		\$56 25

Respectfully report that they have had the same under consideration, and have directed me to report that the above supplies were purchased by virtue of resolutions of the Senate; that the expenses have been incurred and should be paid, and that the committee recommend that the President *pro tem.* and the Secretary be instructed to draw the usual orders for the same, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Babcock,

The report was adopted.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

House bill No. 293 (file No. 117), entitled

A bill to authorize the incorporation of pipe line companies for the transportation of oil, petroleum and gas,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

F. B. GALBRAITH, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

House bill No. 186 (file No. 77), entitled

A bill to amend act No. 20 entitled "An act for the incorporation of charitable societies," approved February 6, 1855, as the same is now amended, by adding thereto a new section to stand as section eight, relative to the powers of corporations organized under said act as asylums for children,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

F. B. GALBRAITH, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 221 (file No. 127), entitled

A bill to authorize the city of Ann Arbor to raise twenty-five thousand dollars for a hospital,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

#### MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE, }  
Lansing, March 12, 1889. }

*To the Senate :*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 337, being

An act to detach certain portions of the fourth ward in the city of Pontiac, and to form another ward therefrom to be known as the fifth ward of said city, and to provide officers for said fifth ward and fix the salaries of the said officers.

C. G. LUCE,  
*Governor.*

The message was laid on the table.

The President *pro tem.* also announced the following:

EXECUTIVE OFFICE, }  
Lansing, March 13, 1889. }

*To the Senate :*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 2 (file No. 19), being

An act to provide punishment for the fraudulent removal, concealment, disposal or embezzlement of personal property under chattel mortgage;

Also,

Senate bill No. 245, being

An act to re-incorporate the village of Clarkston, in the county of Oakland, Michigan.

O. G. LUCE,  
*Governor.*

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 12, 1889. }

*To the President of the Senate :*

SIR,—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 62 (file No. 23), entitled

A bill providing for the appointment, defining the duties, and fixing the compensation of a stenographer for the first judicial circuit of the State of Michigan,

And to inform the Senate that the House has amended the bill as follows:

Strike out commencing in line 4 of sec. 5 the words of the proviso as follows:

*Provided*, That in any criminal case the court may, on the request of the prosecuting attorney, or of counsel for the defense, order the stenographer to make a transcript of the testimony and proceedings in such case, to be paid for by the county where the case is tried at the rate herein established for civil cases, upon presentation to the county treasurer of the county where such case is tried of the amount of such transcript, certified to by the circuit judge ordering the same.

In the passage of which as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

On motion of Mr. Chapman,  
The bill was laid on the table.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 1, 1889.* }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled joint resolution:

House joint resolution No. 13 (file No. 9), entitled

Joint resolution directing the transfer of certain moneys from the general fund to the military fund to reimburse the latter fund for expenditures made under act No. 49, public acts of 1887,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The joint resolution was read a first and second time by its title, and referred to the committee on finance and appropriations.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 12, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:  
House bill No. 252 (file No. 149), entitled

A bill to incorporate the public schools of the township of Rock River, in the county of Alger,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on education and public schools.

#### MOTIONS AND RESOLUTIONS.

Mr. Babcock moved to take from the table

House bill No. 307 (file No. 124), entitled

A bill to authorize the village of Buchanan, in the county of Berrien, to raise money to make public improvements in said village, to issue bonds therefor, and to provide for the levy of taxes therein to pay the same;

Which motion prevailed.

On motion of Mr. Babcock,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Harshaw,	Mr. Ranney,
Barringer,	Gorman,	Holbrook,	Rentz,
Berry,	Green,	McCormick,	Taylor,
Den Herner,	Griffey,	Nagel,	President
Fox,	Gurney,	Palmer,	<i>pro tem.,</i>
Galbraith,			20

#### NAYS.

0

Title agreed to.

On motion of Mr. Babcock,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Galbraith moved to take from the table the following concurrent resolution:

WHEREAS, By the public press, private correspondence and telegraphic dispatches, the attention of the Executive, the Legislature and the people is called to the death of two inmates of the Eastern Asylum for the Insane at Pontiac under circumstances admitting of doubt as to the humanity of the treatment of inmates at that institution; therefore,

*Resolved*, (the Senate concurring), That a special joint committee, consisting of three Representatives and three Senators, be appointed to visit the Eastern Asylum for the Insane, as well as the homes of such deceased inmates, if necessary, with authority to administer oaths, compel the attendance of witnesses, take testimony and do all things necessary to a full investigation of the circumstances attending the deaths referred to, as well as the general conduct of the said institution, and report to the Legislature at the earliest possible date.

*Resolved further*, That the Governor be requested to add to such committee a member of the Board of Corrections and Charities, and the secretary of said board to be clerk of said committee.



And the following substitute therefor:

WHEREAS, By the public press, private correspondence and telegraphic dispatches, the attention of the Executive, the Legislature and the people is called to the death of two inmates of the Eastern Michigan Asylum at Pontiac under circumstances admitting of doubt as to the humanity of the treatment of inmates at that institution; therefore

*Resolved* (the House concurring), That the Governor be, and he is hereby requested to cause the State Board of Corrections and Charities, under his direction, to visit said Eastern Michigan Asylum, as well as the homes of such deceased inmates, if necessary, with authority to administer oaths, compel the attendance of witnesses, take testimony, and do all things necessary to a full investigation of the circumstances attending the deaths referred to, as well as the general conduct of the said institution, and report to the Legislature at the earliest possible date, with all testimony taken in such investigation, and their opinion thereon;

Which motion prevailed.

On motion of Mr. Galbraith,

The Senate insisted upon its substitute and asked a committee of conference to whom might be referred the matter of difference between the two houses with reference to the concurrent resolution.

#### THIRD READING OF BILLS.

House bill No. 144 (file No. 60), entitled

A bill to amend act No. 28 of the public acts of 1877, entitled "An act to provide for the appointment of an assistant prosecuting attorney for the county of Wayne," as amended by act No. 7 of the public acts of 1883 and act No. 109 of the public acts of 1885, so as to provide for the appointment of two assistant prosecuting attorneys in said county, and to define their powers and duties,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Harshaw,	Mr. Ranney,
Barringer,	Giddings,	Holbrook,	Rentz,
Berry,	Gorman,	McCormick,	Taylor,
Chapman,	Green,	Nagel,	Toan,
Den Herder,	Griffey,	Palmer,	President
Dunstan,	Gurney,		<i>pro tem</i> , 22

#### NAYS.

0

Title agreed to.

On motion of Mr. Rentz,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 182 (file No. 54), entitled

A bill to authorize the board of cemetery trustees of the city of Cadillac and township of Olam Lake to convey its cemetery grounds to another cemetery association,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Harshaw,	Mr. Rentz,
Barringer,	Giddings,	Holbrook,	Taylor,
Berry,	Green,	Nagel,	Toan,
Chapman,	Griffey,	Palmer,	President
Den Herder,	Gurney,	Ranney,	<i>pro tem.</i>
Dunstan,			
			20
			0

## NAYS.

Title agreed to.

On motion of Mr. Giddings,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 183 (file No. 56), entitled

A bill to repeal act No. 380 of the session laws of 1881, entitled "An act to authorize the township of Clam Lake and the city of Cadillac, in Wexford county, to jointly own and control a certain cemetery in the city of Cadillac, and to create a board of trustees for the care and management of the same," approved May 11th, 1881,

Was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Harshaw,	Mr. Ranney,
Barringer,	Giddings,	Holbrook,	Rentz,
Berry,	Green,	McCormick,	Taylor,
Chapman,	Griffey,	Nagel,	Toan,
Den Herder,	Gurney,	Palmer,	President
Dunstan,			<i>pro tem.</i>
			21
			0

## NAYS.

Title agreed to.

On motion of Mr. Giddings,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 177 (file No. 58), entitled

A bill giving the assent of the Legislature of the State of Michigan to the grant of moneys from the United States by act of congress, approved March 2, 1887, being an act to establish agricultural experimental stations in connection with the colleges established in the several States under the provisions of an act of congress approved July 2, 1862, and acts supplementary thereto,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Harshaw,	Mr. Ranney,
Barringer,	Giddings,	Holbrook,	Rentz,
Berry,	Green,	McCormick,	Taylor,
Chapman,	Griffey,	Nagel,	Toan,
Den Herder,	Gurney,	Palmer,	President
Dunstan,			<i>pro tem.</i>
			21

## NAYS.

0

Title agreed to.

On motion of Mr. Holbrook,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Babcock moved that there be a call of the Senate;

Which motion prevailed.

## PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary, and the following Senators were reported absent without leave: Messrs. Grosfield and Wisner.

On motion of Mr. Babcock,

All further proceedings under the call were dispensed with.

The Senate resumed the order of

## THIRD READING OF BILLS.

Senate bill No. 394 (file No. 60), entitled

A bill to amend act No. 235 of the public acts of 1887, entitled "An act making an appropriation of swamp lands for the construction of a drain in the townships of Wisner and Gilford, Tuscola county,"

Was read a third time and passed, a majority of all the Senators elect, voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Gurney,	Mr. Ranney,
Barringer,	Galbraith,	Harshaw,	Rentz,
Berry,	Giddings,	Holbrook,	Taylor,
Chapman,	Gorman,	McCormick,	Toan,
Den Herder,	Green,	Nagel,	Wisner,
Dunstan,	Griffey,	Palmer,	President
			<i>pro tem.</i> , 24

## NAYS.

0

Title agreed to.

On motion of Mr. Fox,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 242 (file No. 62), entitled

A bill to amend section 63 of chapter 103 of the revised statutes of 1846, being section 7612 of Howell's annotated statutes.

Pending third reading of which,

On motion of Mr. Palmer,

The bill was laid on the table.

Senate bill No. 159 (file No. 47), entitled

A bill to amend section 5 of act No. 142 of the session laws of 1849, entitled "An act to incorporate the trustees of Mountain Home Cemetery," approved March 28, 1849,

Was read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock	Mr. Fox,	Mr. Harshaw,	Mr. Rentz,
Barringer,	Galbraith,	Holbrook,	Taylor,
Berry,	Giddings,	McCormick,	Toan,
Chapman,	Green,	Nagel,	Wisner,
Den Herder,	Griffey,	Palmer,	President
Dunstan,	Gurney,	Ranney,	<i>pro tem.</i> , 23

## NAYS.

0

Title agreed to.

On motion of Mr. Ranney,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 151 (file No. 100), entitled

A bill to amend section 7 of Act No. 39 of the public acts of 1885, entitled "An act to regulate the employment of children, young persons, and women in certain cases," approved April 10, 1885,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Harshaw,	Mr. Rentz,
Barringer,	Galbraith,	Holbrook,	Taylor,
Berry,	Giddings,	McCormick,	Toan,
Chapman,	Green,	Nagel,	Wisner,
Den Herder,	Griffey,	Palmer,	President
Dunstan,	Gurney,	Ranney,	<i>pro tem.</i> , 23

## NAYS.

0

Title agreed to.

On motion of Mr. Holbrook,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 254 (file No. 57), entitled

A bill to provide for building bridges situated partly in more than one township, or in one township or more than one, and partly in a city or incorporated village, when any such township, city or village shall be unwilling to join in or contribute to the building thereof,

Pending third reading of which,

On motion of Mr. Barringer,

The bill was laid on the table.

House bill No. 39 (file No. 40), entitled

A bill to authorize the formation of corporations for the purchase and improvement of grounds to be occupied for summer homes, for camp meetings, for meetings of assemblies or associations, and societies organized for intellectual and scientific culture, and for the promotion of the cause of religion and morality, or for any or all of such purposes,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Griffey,	Mr. Ranney,	
Barringer,	Fox,	Gurney,	Rentz,	
Berry,	Galbraith,	Holbrook,	Taylor,	
Chapman,	Gorman,	McCormick,	Wisner,	
Den Herder,	Green,	Nagel,		19

## NAYS.

Mr. Giddings,	Mr. Harshaw,	Mr. Palmer,	Mr. Toan,	4
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Mr. Palmer moved to reconsider the vote by which the Senate passed the bill;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Palmer, by unanimous consent, moved to amend the bill as follows:

1. By striking out of line 4 of section 9, the word "immediate" and inserting after the word "effect," the words: "after the same have been posted in three public places on said ground at least ten days;"

Which motion prevailed and the bill was so amended.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Griffey,	Mr. Palmer,	
Barringer,	Fox,	Gurney,	Ranney,	
Berry,	Galbraith,	Holbrook,	Rentz,	
Chapman,	Gorman,	McCormick,	Taylor,	
Den Herder,	Green,	Nagel,		19

## NAYS.

Mr. Giddings,	Mr. Harshaw,	Mr. Toan,	Mr. Wisner,	4
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Title agreed to.

Mr. Chapman moved that the bill be given immediate effect;

Which motion did not prevail.

The Senate resumed the order of

## MESSAGES FROM THE HOUSE.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 13, 1889. }

To the President of the Senate:

SIR,—I am instructed by the House to transmit the following concurrent resolution:

WHEREAS, The President of the United States has appointed and the Senate has confirmed Hon. Thomas W. Palmer, late a Senator from this State, to the honorable post of Envoy Extraordinary and Minister Plenipotentiary to the Court of Spain. Therefore,

*Resolved* (the Senate concurring), That we congratulate the President upon his excellent selection, believing that none better could have been made, Mr. Palmer possessing the honesty, ability, knowledge, tact and courage to fittingly represent the people of the United States at the Spanish court; and in addition thereto is a gentleman of scholarly acquirements, affable demeanor, and accomplished in all the courtesies which promote the amenities of social life; for which reasons, on behalf of the people of Michigan, we heartily endorse the nomination of Mr. Palmer as minister.

Which has passed the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,  
The resolution was unanimously adopted by a rising vote.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 13, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following preamble and resolution:

WHEREAS, By the public press, private correspondence and telegraphic dispatches, the attention of the Executive, the Legislature and the people is called to the death of two inmates of the Eastern Asylum for the Insane at Pontiac under circumstances admitting of doubt as to the humanity of the treatment of the inmates of that institution; therefore

*Resolved*, That a committee, consisting of three Representatives, be appointed to visit the Eastern Asylum for the Insane, as well as the homes of such deceased inmates, if necessary, with authority to administer oaths, compel the attendance of witnesses, take testimony, and do all things necessary to a full investigation of the circumstances attending the deaths referred to, as well as the general conduct of the said institution, and report to the Legislature at the earliest possible date.

*Resolved further*, That the Governor be requested to add to such committee a member of the board of corrections and charities, and the secretary of said board, to be clerk of said committee;

*Resolved further*, That the clerk of the House be directed to send a respectful message to the Senate, inviting that body to appoint such committee as they may choose to co-operate in such investigation.

Which preamble and resolution has been adopted by the House, and is herewith transmitted in accordance with the terms of the resolution last named.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,  
On motion of Mr. Galbraith,

The resolution was laid on the table.

Mr. Gorman, by unanimous consent, moved that the committee of the whole be discharged from the further consideration of

House bill No. 221 (file No. 137), entitled

A bill to authorize the city of Ann Arbor to raise \$25,000 for a hospital;  
Which motion prevailed.

On motion of Mr. Gorman,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed upon its immediate passage.

The bill was read a third time, and pending the taking of the vote thereon, Mr. Gorman, by unanimous consent, moved to amend the bill as follows:

1. By striking out of lines 6 and 7 of section 1 the words "property taxpayers of said city."
2. By inserting in line 7 of section 1 after the word "electors," the words "of said city."
3. By striking out of lines 6 and 7 of section 2 the words "property taxpayers," and inserting in lieu thereof the word "electors."
4. By striking out of line 7 of section 2 the words "who are electors."
5. By inserting in line 9 of section 1, after the word "Legislature," the words "now in session;"

Which motion prevailed and the bill was so amended.

Pending the taking of the vote on the passage of the bill,

On motion of Mr. Gorman,

The bill was laid on the table.

Mr. Dunstan, by unanimous consent, moved to take from the table

Senate bill No. 17 (file No. 2), entitled

A bill to detach certain lands in the township of Eagle Harbor, in the county of Keweenaw, and to attach the same to the township of Sherman, in said county;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, it was then passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Harshaw,	Mr. Rentz,
Barringer,	Giddings,	Holbrook,	Taylor,
Berry,	Gorman,	McCormick,	Toan,
Chapman,	Green,	Nagel,	Wisner,
Den Herder,	Griffey,	Palmer,	President
Dunstan,	Gurney,	Ranney,	<i>pro tem.,</i>
Fox,			24

#### NAYS.

0

Title agreed to.

On motion of Mr. Dunstan,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Toan, by unanimous consent moved to take from the special order  
Senate bill No. 139, entitled

A bill to repeal Act No. 77 of the session laws of 1887, approved April 19, 1887, entitled "An act relative to the confinement of convicted persons in the Detroit House of Correction and the State House of Correction and Reformatory at Ionia;"

Which motion prevailed.

On motion of Mr. Toan,

The bill was referred to the committee on reformatory at Ionia.

On motion of Mr. Green,

Leave of absence was granted to himself for the rest of this week.

On motion of Mr. Gurney,

The Senate adjourned.

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*Lansing, March 14, 1889.*

The Senate met and was called to order by the President at 2 o'clock P. M.

Religious exercises by the Rev. Mr. McGrath.

Roll called: a quorum present.

Absent without leave: Messrs. Leavitt and Milnes.

On motion of Mr. Barringer,

Leave of absence was granted to Mr. Milnes for the day.

On motion of Mr. Harshaw,

Leave of absence was granted to Mr. Leavitt for the day.

#### PRESENTATION OF PETITIONS.

No. 339. By the Secretary: Resolutions of the Detroit common council relative to inspection of cattle.

The resolution was read at length, and spread at large on the journal, as follows:

*Resolved*, By the common council of the city of Detroit, that the bill now before the Legislature providing for the inspection on the hoof of all cattle intended for human food, before slaughter, be and the same is hereby approved, and that the city clerk be and he is hereby directed to transmit to the Legislature a certified copy thereof.

Referred to the committee on agricultural interests.

No. 340. By Mr. Harshaw: Remonstrance O. Fitzpatrick and 29 other residents of Maple Ridge township, Alpena county, against detaching territory from the union school district of Maple Ridge and organizing the same into a new district.

Referred to the committee on education and public schools.

#### REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 248, entitled

A bill to amend sections 51, 52, 53, 54, 72, 75, 78, 85, 116 and 120 of act No. 92 of session laws of 1861, entitled an act to incorporate the city of Pontiac as amended by several acts amendatory thereof, and to add one new section to said act, to stand as section 204; also to amend sections 189, 190, 191 and 192 as added to said act 192 of the session laws of 1861, by act 371 of the



session laws of 1885, entitled "An act to amend sections 4, 7, 51, 52, 75 and 116 of act 192 session laws of 1861, entitled an act to incorporate the city of Pontiac, approved March 15, 1861, as amended by the several acts amendatory thereto, and to add 15 new sections to stand as sections 189 to 203, inclusive,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Ranney,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Galbraith,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Den Herder,	Mr. Gurney,	Mr. Taylor,	
Barringer,	Fox,	Harshaw,	Toan,	
Berry,	Galbraith,	Holbrook,	President	
Chapman,	Giddings,	McCormick,	<i>pro tem.</i> ,	18
Colgrove,	Griffey,	Ranney,		

#### NAYS.

0

The question being on agreeing to the title,

Mr. Galbraith moved to amend the title as follows:

By inserting the number "7" before "51" and the number "62" before "72."

Which motion prevailed.

The title as amended was then agreed to.

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 14, 1889. }

To the President of the Senate:

SIR,—I am instructed by the House to respectfully request the return of the following:

Senate bill No. 235, entitled

A bill to legalize certain bridge bonds issued by the village of Charlevoix, in the county of Charlevoix.

Very respectfully,

DANIEL L. CROSSMAN,  
Clerk of the House of Representatives.

Mr. Taylor moved that a respectful message be sent to the Governor, requesting the return to the Senate of the bill named.

Which motion prevailed.

#### GENERAL ORDER.

On motion of Mr. Giddings,

The Senate went into committee of the whole on the general order;

Whereupon,

The President called Mr. Den Herder to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

#### I.

House bill No. 200 (file No. 106), entitled

A bill to amend sections two (2), six (6) and eight (8) of an act entitled "An act to authorize the formation of gas light companies," approved February 12, 1855, as heretofore amended.

Senate bill No. 92 (file No. 30), entitled

A bill to amend section 5700 of Howells annotated statutes, being section 4242 of the compiled laws of 1871 relative to the recording of conveyances of real estate.

House bill No. 266 (file No. 113), entitled

A bill to amend section 1 of act No. 124, session laws of 1869, entitled "An act to revise and consolidate the several acts relating to the protection of game, and for the better preservation of elk, deer, birds and wild fowl," approved April 3, 1869, and all subsequent amendments of said section, the same being section 2198 of Howell's annotated statutes, as amended by act No. 256, session laws of 1877, approved June 25, 1877.

#### II.

The committee of the whole have also had under consideration the following:

House bill No. 143 (file No. 63), entitled

A bill to amend sections 6, 7 and 8 of an act entitled "An act to provide for the erection and maintenance of shutes for the passage of fish through the dams across the streams of this State," being act No. 246 of the laws of 1861, and all amendments and additions thereto.

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

#### III.

The committee of the whole have also had under consideration the following:

House bill No. 228, entitled

A bill authorizing the Auditor General to balance the accounts of the Industrial home for Girls by a transfer of funds,

Have directed their chairman to report the same back to the Senate, with the recommendation that it be referred to the committee on finance and appropriation.

## IV.

The committee of the whole have also had under consideration the following:

Senate bill No. 243 (file No, 61), entitled

A bill to amend section 2 of act No. 92 of the session laws of 1851, entitled "An act to provide for the organization and powers of the supreme court," being section 6404 of Howell's annotated statutes,

Have directed their chairman to report the same back to the Senate, with the recommendation that it be laid on the table.

J. DEN HERDER, *Chairman*.

Report accepted.

Tee first named bills were placed on the order of third reading of bills.

The question being on concurring in the recommendation of the committee regarding the second named bill,

Mr. Ohapman demanded the yeas and nays.

The Senate then concurred, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Gorman,	Mr. McCormick,	Mr. Wisner,	
Colgrove,	Grieffey,	Nagel,	President	
Fox,	Grosfield,	Palmer,	<i>pro tem.</i> ,	14
Giddings,	Harshaw,	Rentz,		

## NAYS

Mr. Barringer,	Mr. Den Herder,	Mr. Holbrook,	Mr. Taylor,	
Berry,	Galbraith,	Ranney,	Toan,	
Chapman,	Gurney,			10

The title and enacting clause of said bill were laid on the table.

The Senate concurred in the recommendation of the committee regarding the third named bill, and the same was referred to the committee on finance and appropriation.

The question being on concurring in the recommendation of the committee regarding the fourth named bill.

On motion of Mr. Palmer,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on the order of third reading of bills.

## MOTIONS AND RESOLUTIONS.

Mr. Babcock offered the following resolution:

WHEREAS, The Hon. Moses W. Field, one of the Regents of the University of Michigan, died suddenly at his home in Detroit to-day; therefore

*Resolved*, That Mr. Field's long public career, his service to the State as a member of Congress, and his love for and unselfish interest in the educational institutions, make his loss one to be mourned, and that the Senate by the adoption of this resolution testifies its regard for the memory of a good citizen and worthy public officer.

The question being on the adoption of the resolution,

The resolution was unanimously adopted by a rising vote.

Mr. Taylor moved that a respectful message be sent to the House requesting the return to the Senate of

House bill No. 307, entitled

A bill to authorize the village of Buchanan, in the county of Berrien, to raise money to make public improvements in said village, to issue bonds therefor, and to provide for the levy of taxes therein to pay the same.

Which motion prevailed.

Mr. Gorman moved to take from the table

House bill No. 221 (file No. 127), entitled

A bill to authorize the city of Ann Arbor to raise \$25,000 for a hospital.

The bill having been read a third time, and the question being upon its passage,

After some discussion,

On motion of Mr. Gorman,

The bill was laid on the table.

On motion of Mr. Galbraith,

Senate bill No. 248, entitled

A bill to amend sections 7, 51, 52, 53, 54, 62, 72, 75, 78, 85, 115 and 120 of act No. 92 of session laws of 1861, entitled an act to incorporate the city of Pontiac as amended by several acts amendatory thereof, and to add one new section to said act, to stand as section 204; also to amend sections 189, 190, 191 and 192 as added to said act 192 of the session laws of 1861, by act 371 of the session laws of 1885, entitled An act to amend sections 4, 7, 51, 52, 75 and 116 of act 192 of the session laws of 1861, entitled an act to incorporate the city of Pontiac, approved March 15, 1861, as amended by the several acts amendatory thereof, and to add 15 new sections to said act to stand as sections 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202 and 203.

By a vote of two-thirds of all the Senators elect was ordered to take immediate effect.

The Senate resumed the order of

#### MESSAGES FROM THE GOVERNOR.

The president *pro tem.* announced the following:

EXECUTIVE OFFICE, MICHIGAN, }  
Lansing, March 14, 1889. }

*To the President of the Senate:*

In compliance with the request of the honorable Senate conveyed to me through the secretary, I herewith transmit and return without executive consideration Senate bill No. 235, entitled "An act to legalize certain bridge bonds issued by the village of Charlevoix, in the county of Charlevoix."

C. G. LUCE,  
Governor.

On motion of Mr. Taylor,

The request of the House for the return of the above named bill was granted.

The Senate resumed the order of

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 14, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to inform the Senate

Relative to the disagreement between the two Houses as to the committee best calculated to investigate the Eastern Michigan Asylum for the Insane, upon which disagreement the Senate asked for a committee of conference as shown by a message of this date. Now to inform the Senate that the House grants said committee and that Messrs. Waite, Turner and Hollister have been appointed as such committee on the part of the House.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The President stated that Senator Galbraith declined the chairmanship of the committee on the part of the Senate and announced as such committee Messrs. Chapman, Palmer and Barringer.

The President *pro tem.* also announced the following :

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 14, 1889.* }

*To the President of the Senate :*

SIR,—I am instructed by the House to transmit the following entitled bills :

1. House bill No. 349 (file No. 190), entitled

A bill to authorize the city of Grand Rapids to borrow money and issue its bonds to an amount not exceeding the sum of eighty thousand dollars, for the purpose of substituting iron for wooden pipe, erecting a standpipe connecting the same with the pumping works, and otherwise improving the water works system of said city.

2. House bill No. 502 (file No. 146), entitled

A bill to authorize the townships of Erie, Lasalle and Monroe, in the county of Monroe, to construct a gravel or stone road in said several townships, between the south line of Erie and the north line of Monroe, in the line of the old territorial road leading from Maumee to Detroit,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

The second named bill was read a first and second time by its title, and referred to the committee on roads and bridges.

The President *pro tem.* also announced the following :

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 14, 1889.* }

*To the President of the Senate :*

SIR—I am instructed by the House to return to the Senate the following entitled bill :

Senate bill No. 17 (file No. 2), entitled

A bill to detach certain lands from the township of Eagle Harbor, in the county of Keweenaw, and to attach the same to the township of Sherman, in said county,

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 14, 1889.* }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled bill:

House bill No. 728, entitled

A bill to provide a place for holding the annual township meeting of the township of Benton, in the county of Cheboygan, on the first Monday of April, A. D. 1889, and to provide for the appointment of a board of registration and of inspectors of election,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was a first and second time by its title, and

Pending its reference,

On motion of Mr. Berry,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barringer,	Mr. Galbraith,	Mr. Harshaw,	Mr. Rentz,
Berry,	Giddings,	Holbrook,	Taylor,
Chapman,	Gorman,	McCormick,	Toan,
Colgrove,	Griffey,	Nagel,	Wisner,
Den Herder,	Grosfield,	Palmer,	President
Fox,	Gurney,	Ranney,	<i>pro tem.,</i> 28

#### NAYS.

C

Title agreed to.

On motion of Mr. Berry,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Holbrook,

The Senate adjourned.

*Lansing, March 15, 1889.*

The Senate met and was called to order by the President at 2 o'clock P. M.

Religious exercises by the Rev. Mr. McSmith.

Roll called: a quorum present.

By unanimous consent,

Mr. Ranney offered the following resolution:

*Resolved*, That a respectful message be sent to the House of Representatives, requesting the return to the Senate of

Senate bill No. 267 (file No. 55), entitled

A bill to amend chapter 6 of act No. 337 of the local acts of 1883, entitled "An act to incorporate the city of Kalamazoo," and to repeal an act entitled "An act to re-incorporate the village of Kalamazoo," and to repeal all inconsistent acts and parts of acts, approved March 15, 1861, as amended by the several acts amendatory thereof, approved June 8, 1883, as amended by the several acts amendatory thereof, approved April 27, 1887, by adding four new sections to said chapter to stand as sections 6, 7, 8, and 9 thereof; and to amend section 11 and the 11th subdivision of section 24 of chapter 17 of said act; and to amend section 5 of chapter 18 of said act; and to amend section 10 of chapter 22 of said act: and to amend sections 1, 2, 3, 4, 5, 6, and 7 of chapter 23 of said act, and to add four new sections thereto to stand as sections 8, 9, 10, and 11 thereof.

P. RANNEY.

The question being on the adoption of the resolution,

The resolution was adopted.

By unanimous consent,

Mr. Griffey offered the following resolution;

*Resolved*, That when the Senate adjourn to-day it stand adjourned until 9:30 to-morrow morning.

The question being on the adoption of the resolution,

The resolution was not adopted.

#### PRESENTATION OF PETITIONS.

No. 341. By Mr. Galbraith: Petition of J. D. Evans, Wm. Cooper and 15 others relative to artesian wells,

Referred to the committee on public health.

No. 344. By Mr. Berry: Petition of E. J. Putnam and 16 others of Albert township, Montmorency county, asking the setting off of territory of said county to form the township of Lake.

Referred to the committee on counties and townships.

No. 345. By Mr. Berry: Petition of Albert Miller and 20 other citizens of the town of Wheatfield, Montmorency county, on the same subject.

Same reference.

No. 346. By Mr. Berry: Petition of H. L. Monroe, and 46 other citizens of Briley township, same county, on the same subject.

Same reference.

No. 347. By Mr. Berry. Petition of W. McNaughton and 70 other citizens of Briley township, same county, on the same subject.

Same reference.

No. 348. By Mr. Berry: Petition of T. E. Monroe and 19 other citizens of the same township, on the same subject.

Same reference.

No. 349. By Mr. Berry: Petition of Isaiah Chamberlain and many other citizens of Montmorency township on the same subject.

Same reference.

No. 350. By Mr. Berry: Petition of T. O. Sherwood and many other citizens of Hillman township, on the same subject.

Same reference.

#### REPORTS OF STANDING COMMITTEES.

By the committee on railroads:

The committee on railroads, to whom was referred

Senate bill No. 24, entitled

A bill to require railroad companies to give notice at stations whether passenger trains are on schedule time,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that it be printed for the use of the committee.

C. G. GRIFFEY, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed for the use of the committee.

By the committee on railroads:

The committee on railroads, to whom was referred

Senate bill No. 41, entitled

A bill to amend act No. 118, session laws of 1887, entitled "An act to provide for the better protection of lives of passengers and employes on railroad trains," approved May 23, 1887,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that it be printed for the use of the committee.

C. G. GRIFFEY, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed for the use of the committee.

By the committee on railroads:

The committee on railroads, to whom was referred

Senate bill No. 99, entitled

A bill to carry into effect section 12 of article 15 of the constitution relative to the holding of real estate by corporations,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that it be printed for the use of the committee.

C. G. GRIFFEY, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed for the use of the committee.

By the committee on railroads:

The committee on railroads, to whom was referred

Senate bill No. 134, entitled

A bill to amend section 9 of article 2 of act No. 198 of the session laws of 1873, being an act entitled "An act to revise the laws providing for the in-



corporation of railroad companies and to regulate the running and management, and to fix the duties and liabilities of all railroads and other corporations owning or operating any railroad in the State," as amended by act No. 173 of the session laws of 1877 and act No. 116 of the public acts of 1883.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that it be printed for the use of the committee.

C. G. GRIFFEY, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed for the use of the committee.

By the committee on railroads,

The committee on railroads, to whom was referred

Senate bill No. 201, entitled

A bill to provide for arbitration between employes and managers of railroads.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that it be printed for the use of the committee.

C. G. GRIFFEY, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed for the use of the committee.

By the committee on railroads:

The committee on railroads, to whom was referred

Senate bill No. 204, entitled

A bill to amend section 1 of act No. 147 of the session laws of 1885, as amended by act No. 88 of the session laws of 1887, entitled "An act to provide for the introduction and use on all cars owned and operated by any railroad company or other corporation doing business in this State, of some form of automatic car coupling, by means of which all cars may be coupled and uncoupled without the necessity of the brakeman or any other person passing between the cars,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that it be printed for the use of the committee.

C. G. GRIFFEY, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed for the use of the committee.

By the committee on railroads:

The committee on railroads, to whom was referred

Senate bill No. 224, entitled

A bill to provide for the better protection of lives of passengers and employes on railroad trains,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that it be printed for the use of the committee.

C. G. GRIFFEY, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed for the use of the committee.

By the committee on railroads:

The committee on railroads, to whom was referred

Senate bill No. 225, entitled

A bill to amend section 1, act No. 118 of the public acts of 1887, approved May 23, 1887, entitled "An act to provide for the better protection of lives of passengers and employés on railroad trains,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that it be printed for the use of the committee.

C. G. GRIFFEY, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed for the use of the committee.

By the committee on railroads:

The committee on railroads, to whom was referred

Senate bill No. 376, entitled

A bill regulating the tariff on railroads in freight traffic.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that it be printed for the use of the committee.

C. G. GRIFFEY, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed for the use of the committee.

By the committee on railroads:

The committee on railroads, to whom was referred

Senate bill No. 126, entitled

A bill to amend section 9 of article 2 of act No. 198 of the public acts of 1873, being an act entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroads and other corporations owning or operating any railroad in this State," as amended by act No. 127 of the public acts of 1877, and act No. 116 of the public acts of 1883,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that it be printed for the use of the committee.

C. G. GRIFFEY, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed for the use of the committee.

By the committee on insurance:

The committee on insurance, to whom was referred

Senate bill No. 115, entitled

A bill to amend section 9 of act No. 149 of the public acts of 1881, being an act to provide for the adoption and use of a standard form of fire insurance policy,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

PHILIP T. COLGROVE, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on railroads:

The committee on railroads, to whom was referred

Senate bill No. 52, entitled

A bill to amend section 31 of an act entitled "An act to authorize the sale of the Michigan Southern Railroad, and to incorporate the Michigan Southern Railroad Company," approved May 9th, 1846, report as follows :

The act to authorize the sale of the Michigan Southern Railroad, and to incorporate the Michigan Southern Railroad Company, approved May 9th, 1846, in and by the first section created the corporation, and by the second and other sections authorized the sale by the State to the company so created of a railroad then owned by the State and partially constructed, and particularly specified the terms and conditions of the sale. The price to be paid by the company was \$500,000.

Other sections define the corporative powers of the company, and prescribe the mode in which such powers shall be exercised.

The 31st section is as follows: "The said company shall pay to the State an annual tax of one-half of one per cent. upon the capital stock paid in, including the \$500,000 of purchase money paid, or to be paid to the State, until the first day of February, 1851, and thereafter an annual tax of three-fourths of one per cent. upon its capital stock paid in, including the \$500,000 of purchase money aforesaid, and also upon all loans made to said company, for the purpose of constructing said railroad, or purchasing, constructing, chartering, or hiring of steamboats authorized by this act to be held by said company, which tax shall be paid in the last week in January in each year to the State Treasurer, and the property and effects of said company, whether real, personal or mixed, shall, in consideration thereof, be exempt from all and every other tax, charge and exaction by virtue of any laws of this State now or hereafter to be in force, except penalties by this act imposed."

The thirty-seventh section is as follows: "The State reserves the right at any time after thirty years from the passage of this act, by a vote of two-thirds of each branch of the Legislature to alter, amend or repeal the same: Provided, The said company shall be compensated by the State for all damages sustained by reason of such alteration, amendment or repeal."

The act, approved February 13th, 1855, authorizing the consolidation of the Michigan Southern Railroad Company with the Northern Indiana Railroad Company.

Section one provides that "All contracts by and with either or both of said corporations shall appertain to said united corporation, in the same manner as if the same had been contained in or acquired under an original charter, or made by or with said consolidated corporation, and in the same manner as if such consolidation had not taken place."

Section three provides that "The said corporation so to be organized, by virtue of this act, shall continue subject to the same rate of tax as though such consolidation should not take place; and the amount of its capital and loans hereafter, upon which such taxation shall be paid, shall be such portion of the whole of its capital and loans as is actually employed in the State of Michigan, to be ascertained on or before the first day of January in each year, by the Auditor General of this State, from the annual report of said corporation," etc.

This act contains no provision whatever reserving the right to alter, amend or repeal.

The general railway law authorizing consolidation of railway companies, sections 29 and 30, provides that "All and singular, the rights and franchises of each and all of said two or more corporations, parties to such agreement,

and all and singular, their rights and interests in and to every species of property and things in action, shall be deemed to be transferred to and vested in such new corporation without any other deed or transfer; and such new corporation shall hold and enjoy the same, together with all the right of way, and all other rights of property, in the same manner and to the same extent, as if it said two or more corporations, parties to such agreement, should have continued to retain the title and transact the business of such corporation."

The first above mentioned act is not only the charter under which the company thereby created existed, but, in addition thereto, it is a contract between the State and the company. The State, for a consideration therein specified to be paid, agreed to and did transfer to the company certain property, coupled with certain conditions and stipulations in relation thereto, which are binding upon the State, and the act now proposed will be in direct violation of that contract. The charter of this company differs from ordinary charters of corporations in that it is not merely a charter conferring certain powers and privileges upon the corporation created, but it is also a contract of bargain and sale, wherein the State expressly stipulates and agrees that the thing granted by it to the corporation, for a consideration therein stated, and in consideration of a tax therein specifically fixed, shall be "exempt from all and every other tax, charge and exaction by virtue of any laws of this State now or hereafter to be in force. This provision last quoted amounts to an express contract between the State and the company, and the general power reserved by section 37 to alter, repeal, and modify does not authorize the proposed change without the consent of the company. If the power to alter this provision is reserved by and exercised under that section, it can only be done by an act which shall provide for payment of compensation for the damages sustained by the company by reason of such change, which would be in this case the amount of tax which the company should have to pay by reason of such change, in excess of the sum fixed by the contract.

Not only is the State bound in good faith to abide by its contract, but the constitution of the United States, section 10, of article 1, provides that "No State shall \* \* \* pass any \* \* \* law impairing the obligation of contracts;" and this prohibition has frequently been the subject of consideration by the courts; and the bill now under consideration, should it be passed and become a law, would, in our judgment, be in violation of this provision of the constitution as the same has been construed and applied in numerous cases by the Supreme Court of the United States and other courts. The following are some of the leading cases upon this subject:

In *McGee vs. Mathis*, 4 Wallace, 143, held: "Where a State, in order to promote the drainage and sale of certain swamp lands belonging to it, and which it was desirous of reclaiming, has passed, by way of encouraging purchasers, a law that such lands 'shall be exempt from taxation for the term of ten years,' and issued transferable scrip receivable for them, a repeal of the exemption act, so far as it concerns lands paid for either before or after the repeal with scrip issued before the repeal, impairs a contract of the State with the holders of such scrip."

The Chief Justice in delivering the opinion of the Court, says: "The first question which requires consideration in the case before us is: Was the levy tax imposed in violation of any contract between the State and the United States? It is not doubted that the grant by the United States to the

State upon conditions, and the acceptance of the grant by the State, constituted a contract. All the elements of a contract met in the transaction,—competent parties, proper subject matter, sufficient consideration, and consent of minds. This contract was binding upon the State and could not be violated by its legislation without infringement of the constitution.”

In *Flint & Fentonville Plank Road Company vs. Woodhull*, 25 Mich., 99, held: “While the charter of a private corporation is a law, it is also something more than a law, in that it contains stipulations which are terms of compact between the State as the one party and the corporation as the other, which neither party is at liberty to disregard or repudiate, and which are so much removed from a modifying and controlling power of legislation as would be contracts between two private parties.” In that case the charter provided that it should not be repealed unless made to appear to the legislature that there had been a violation by the company of some of its provisions, and it was held that the charter could not be repealed until such violation had been made to appear by some proper judicial proceeding.

In *Mobile & Ohio R. R. Co. vs. Moseley*, 52 Miss., 127, it was held: “An exemption from taxation contained in the charter of a corporation organized under it is irrevocable and inviolable.”

In *Farrington vs. Tennessee*, 95 U. S., 679: “The charter of a bank granted by the legislature of Tennessee provides that the bank ‘shall pay to the state an annual tax of one-half of one per cent on each share of the capital stock subscribed, which shall be in lieu of all other taxes.’ Held, 1. That this provision is a contract between the state and the bank limiting the amount of tax on each share of the stock. 2. That a subsequent revenue law of the State imposing an additional tax on the shares in the hands of stockholders impairs the obligation of that contract and is void.”

Mr. Justice Swayne in delivering the opinion of the court says: “When this character was granted the State might have been silent as to taxation. In that case the power would have been unfettered.” “It might have reserved the power as to some things and yielded it as to others. It had the power to make its own terms or to refuse the charter. It chose to stipulate for a specified tax on the shares, and declared and bound itself that this tax should be ‘in lieu of all other taxes.’”

In *Dodge vs. Woolsey*, 18 Howard Rep., held: “Where the State of Ohio chartered a bank in 1845, in which charter was stipulated the amount of tax which the bank should pay in lieu of all taxes, to which said company or the stockholders thereof on account of stock owned therein would otherwise be subject; and in 1852 the legislature passed an act levying taxes upon the bank to greater amount and founded upon a different principle. This act is in conflict with the constitution of the United States as impairing the obligation of a contract and therefore void.”

In *Fletcher vs. Peck*, 6 Cranch, 87, it was held: “When a law is in its nature a contract, when absolute rights have vested under that contract, a repeal of the law cannot divest those rights. A party to a contract cannot pronounce its own deed invalid, although that party be a sovereign State.”

In *the State of New Jersey vs. Wilson*, 7 Cranch, 164, it was held: “A legislative act declaring that certain lands, which should be purchased for the Indians, should not thereafter be subject to any tax, constituted a contract, which could not be rescinded by a subsequent legislative act; such repealing act being void under that clause of the constitution of the United

States which prohibits a state from passing any law impairing the obligation of contracts.”

In Morawetz on corporations, Vol. 2, sec. 1101a, it is said: “A contract between the state and the corporation, if collateral to the grant of the charter, would likewise be beyond the control of the state under a reservation of the power to alter the charter. Stipulations contained in the charter itself would ordinarily be deemed merely conditions of the grant of the charter, and would therefore be subject to a reservation of the power of alteration and repeal; but it is not inconceivable that a charter of incorporation should contain an independent contract between the State and the corporation, which would not be affected by a reservation of legislative power over the charter alone.”

Section 1055. “Any right, privilege or immunity conferred upon a body of corporators by the legislature of a state in the exercise of its power to bind the state by a contract or treaty, and not merely in the exercise of its law-making power, is binding upon the State, and cannot be impaired by subsequent legislation. If the right, privilege or immunity was conferred by the State in the charter under which the corporation was formed, or subsequently for a valid consideration, it will usually be held that it was intended by the Legislature as an irrevocable grant. Thus, it has repeatedly been held that an exemption from taxation conferred upon an corporation by its charter is binding upon the State, and cannot be impaired by subsequent legislation. So, if the liability to taxation is limited by the charter to a certain amount, it cannot be subsequently increased.”

At the meeting of this committee arguments were submitted for and against the passage of the bill, and at that hearing statements were submitted to the committee, the accuracy of which was not controverted, showing that the tax paid by the Lake Shore & Michigan Southern Railway company under the existing law is a larger percentage upon its actual gross earnings within the State of Michigan than is the tax paid by any other company in Michigan which is taxed under the general law. Bills similar to the one in question have heretofore been presented to and considered by several legislatures of this State, and have been reported upon adversely in the Senate, and have been rejected.

In the opinion of your committee the bill ought not to pass, and your committee recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

C. G. GRIFFEY, *Chairman.*

On motion of Mr. Taylor,

The bill was laid on the table.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following:

Senate bill No. 17 (file No. 2), entitled

A bill to detach certain lands from the township of Eagle Harbor, in the county of Keweenaw, and to attach the same to the township of Sherman, in said county.

THEO. RENTZ, *Acting Chairman.*

By the committee on education and public schools:

The committee on education and public schools, to whom was referred House bill No. 252 (file No. 149), entitled

A bill to incorporate the public schools of the township of Rock River, in the county of Alger,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JAMES S. GORMAN, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Gorman,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Gorman,	Mr. Holbrook,	Mr. Rentz,
Berry,	Griffey,	Leavitt,	Taylor,
Colgrove,	Grosfield,	McCormick,	Toan
DenHerder,	Gurney,	Nagel,	Wisner,
Galbraith,	Harshaw,	Ranney,	President
Giddings,			<i>pro tem,</i> 21

#### NAYS.

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Title agreed to.

On motion of Mr. Gorman,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on elections:

The committee on elections to whom was referred House bill No. 503, entitled

A bill to prohibit boards of registration from holding session in or near places where intoxicating liquors are sold or kept for sale.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ROSWELL LEAVITT, *Chairman.*

On motion of Mr. Taylor,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Leavitt,	Mr. Taylor
Berry,	Griffey,	McCormick,	Toan,
Colgrove,	Grosfield,	Milnes,	Wisner,
Den Herder,	Gurney,	Ranney,	President
Fox,	Harshaw,	Rentz,	<i>pro tem.,</i> 21
Galbraith,	Holbrook,		

#### NAYS.

The question being on agreeing to the title,

Mr. Taylor moved to amend the title by adding thereto the words: "And to prescribe penalties for the violation of the provisions of this act."

Which motion prevailed.

The title as amended was then agreed to.

By the committee on elections:

The committee on elections, to whom was referred

House bill No. 278 (file No. 116), entitled.

A bill providing for two voting precincts for the township of Hancock, in the county of Houghton, defining the limits thereof, providing for a new registration of the voters thereof, and determining who shall be inspectors of election therein,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ROSWELL LEAVITT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Taylor,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Leavitt,	Mr. Taylor,
Berry,	Gorman,	McCormick,	Toan,
Oolgrove,	Griffey,	Milnes,	Wisner,
Den Herder.	Grosfield,	Nagel,	President
Fox,	Gurney,	Ranney,	<i>pro tem.,</i>
Galbraith,	Holbrook,	Rentz,	21

#### NAYS.

0

Title agreed to.

On motion of Mr. Taylor,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on elections:

The committee on elections, to whom was referred

House bill No. 605, entitled

A bill to provide two election precincts for the township of Fenton, in the county of Genesee, defining the limits thereof, providing for a new registration of the voters, determining who shall be the inspectors of elections and members of the boards of registration therein, and prescribing the manner of selecting overseers of highways and the raising of money for contingent and other township purposes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ROSWELL LEAVITT, *Chairman.*

Report accepted and committee discharged.



On motion of Mr. Taylor,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Leavitt,	Mr. Rentz,
Berry,	Griffey,	McCormick,	Taylor,
Colgrove,	Grosfield,	Milnes,	Toan,
Den Herder,	Gurney,	Nagel,	Wisner,
Fox,	Harshaw,	Ranney,	President
Galbraith,	Holbrook,		<i>pro tem.</i> , 22

## NAYS.

0

Title agreed to.

On motion of Mr. Taylor,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent,

Mr. Colgrove offered the following resolution:

*Resolved*, That when the Senate adjourns it stand adjourned until Monday, at 8:30 o'clock, P. M.

The question being on the adoption of the resolution,

The resolution was adopted.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 275, entitled

A bill to exempt the Commercial Telegraph Company from the provisions of act No. 168 of the public acts of 1881, approved May 26, 1881, entitled "An act to provide for the assessment and taxation of telegraph and telephone lines within the State of Michigan, and to repeal act number 77 of the session laws of 1879," approved May 20th, 1879.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOOK, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate joint resolution No. 10, entitled

A joint resolution authorizing the board of State auditors to sell certain property belonging to the State, and also authorizing them to make certain improvement on certain other property owned by the State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass and ask to be discharged from further consideration of the subject.

W. IRVING BABCOOK, *Chairman*.

Report accepted and committee discharged.

The joint resolution was referred to the committee on finance and appropriations.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 356, (file No. 120), entitled

A bill to change the name of Harry McGinley to Harry Oaks.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committees on public health and judiciary:

The committees on public health and judiciary, to whom was referred jointly

House bill No. 253, entitled

A bill to provide funds to restrict the spread of dangerous communicable diseases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

ALFRED MILNES,

*Chairman of Committee on Public Health.*

L. G. PALMER,

*Chairman of Judiciary Committee.*

Report accepted and committee discharged.

On motion of Mr. Holbrook,

The bill was laid on the table.

By the committee on counties and townships:

The committee on counties and townships to whom was referred

House bill No. 372 (file No. 125), entitled

A bill to authorize the township of Hilman in Montmorency county, to borrow money to be used in paying the outstanding orders and indebtedness of said township, and to issue bonds therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass and ask to be discharged from the further consideration of the subject.

J. DEN HERDER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Berry,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Gorman,	Mr. Leavitt,	Mr. Rentz,
Berry,	Griffey,	McCormick,	Taylor,
Den Herder,	Grosfield,	Milnes,	Toan,
Fox,	Gurney,	Nagel,	Wisner,
Galbraith,	Harshaw,	Ranney,	President
Giddings,	Holbrook,		<i>pro tem.</i> , 22

## NAYS.

0

Title agreed to.

On motion of Mr. Berry,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

## MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following :

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 15, 1889.* }

*To the President of the Senate :*

Sir—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 284, entitled

A bill to incorporate the village of Highland Park, in the county of Wayne.

2. House bill No. 192, entitled

A bill to authorize the village of Berrien Springs, in the county of Berrien, to borrow money to make public improvements in said village.

3. House bill No. 193 (file No. 94), entitled

A bill to authorize the township of Oronoko, in Berrien county, Michigan, to borrow money to be used in public improvements in and for the benefit of said township, and to issue bonds therefor.

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The second named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The third named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 16, 1889.* }

*To the President of the Senate :*

Sir—I am instructed by the House to respectfully request the return of the following entitled bill:

Senate bill No. 267 (file No. 55), entitled

A bill to amend chapter 6 of act No. 337 of the local acts of 1883, entitled

"An act to incorporate the city of Kalamazoo," and to repeal an act entitled "An act to re-incorporate the village of Kalamazoo and to repeal all inconsistent acts and parts of acts," approved March 15, 1861, as amended by the several acts amendatory thereof, approved June 8, 1883, as amended by the several acts amendatory thereof, approved April 27, 1887, by adding 4 new sections to said chapter to stand as sections 6, 7, 8, and 9 thereof, and to amend section 11 and the 11th subdivision of section 24 of chapter 17 of said act; and to amend section 5 of chapter 18 of said act; and to amend section 10 of chapter 22 of said act; and to amend sections 1, 2, 3, 4, 5, 6 and 7 of chapter 23 of said act, and to add four new sections thereto to stand as sections 8, 9, 10 and 11 thereof,

In compliance with the request of the Senate for the return of the same as shown by message of this date.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

By unanimous consent,

Mr. Ranney moved to reconsider the vote by which the Senate passed the bill.

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Taylor,

The bill was recommitted to the committee on cities and villages.

By unanimous consent the following report was made :

By the committee on cities and villages:

The committee on cities and villages, to whom was re-referred

Senate bill No. 267, entitled

A bill to amend chapter 6 of act No. 337 of the local acts of 1883, entitled "An act to incorporate the city of Kalamazoo" and to repeal an act entitled "An act to re-incorporate the village of Kalamazoo" and to repeal all inconsistent acts and parts of acts, approved March 15, 1861, as amended by the several acts amendatory thereof, approved June 8, 1883, as amended by the several acts amendatory thereof, approved April 27, 1887, by adding 4 new sections to said chapter, to stand as sections 6, 7, 8 and 9 thereof; and to amend section 11 and the eleventh subdivision of section 24 of chapter 17 of said act; and to amend section 5 of chapter 18 of said act; and to amend section 10 of chapter 22 of said act; and to amend sections 1, 2, 3, 4, 5, 6 and 7 of chapter 23 of said act and to add four new sections thereto to stand as sections 8, 9, 10 and 11 thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend chapter 6 of act No. 337 of the local acts of 1883, entitled "An act to incorporate the city of Kalamazoo" and to repeal an act entitled "An act to re-incorporate the village of Kalamazoo" and to repeal all inconsistent acts and parts of acts approved March 15, 1861, as amended by the several acts amendatory thereof," approved June 8, 1883, as amended by act number 450 of the local acts of 1887, approved April 27, 1887, by adding four new sections to said chapter to stand as sections 6, 7, 8 and 9 thereof; to amend sections 11 and 24 of chapter 17 of said act; to amend section 5 of chapter 18 of said act; and to amend section 10 of chapter 22 of said act;

and to amend sections 1, 2, 3, 4, 5, 6 and 7 of chapter 23 of said act, and to add four new sections thereto to stand as sections 8, 9, 10 and 11 thereof,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Ranney,

The House concurred in the adoption of the substitute reported for the bill by the committee.

On motion of Mr. Milnes,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Berry,	Mr. Griffey,	Mr. Leavitt,	Mr. Rentz,
Den Herder,	Grosfield,	McCormick,	Taylor,
Fox,	Gurney,	Milnes,	Toan,
Galbraith,	Harshaw,	Nagel,	Wisner.
Giddings,	Holbrook,	Ranney,	President
Gorman,			<i>pro tem.</i> , 21

#### NAYS.

0

Title agreed to.

On motion of Mr. Ranney,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

#### THIRD READING OF BILLS.

6. House bill No. 266 (file No. 113), entitled

A bill to amend section 1 of Act No. 124, session laws of 1869, entitled "An act to revise and consolidate the several acts relating to the protection of game, and for the better preservation of elk, deer, birds and wild fowl," approved April 3, 1869, and all subsequent amendments of said section, the same being section 2198 of Howell's annotated statutes as amended by act No. 256, session laws of 1877, approved June 25, 1887.

Pending third reading of which,

On motion of Mr. Giddings,

The bill was laid on the table.

Senate bill No. 92, (file No. 30), entitled

A bill to amend section 5700 of Howell's annotated statutes, being section 4242 of the compiled laws of 1871 relative to the recording of conveyances of real estate.

Pending third reading of which,

On motion of Mr. Taylor,

The bill was laid on the table.

House bill No. 200 (file No. 106), entitled

A bill to amend sections 2, 6 and 8 of an act entitled "An act to authorize the formation of gas light companies," approved February 12, 1855, as heretofore amended.

Pending third reading of which,

Mr. Fox moved that the bill be laid on the table.

Which motion did not prevail.

The bill was then read a third time, and pending the taking of the vote thereon,

Mr. Milnes by unanimous consent, moved to amend the bill by adding to the end of section 8 the following:

"*Provided*, That any such corporation formed under the provisions of this act shall be liable for all damages occasioned by reason of laying pipes or conductors through private property."

Which motion prevailed and the bill was so amended.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Holbrook,	Mr. Rentz,
Barringer,	Gorman,	McCormick,	Taylor,
Berry,	Griffey,	Milnes,	Toan,
Den Herder,	Grosfield,	Nagel,	Wisner,
Fox,	Gurney,	Palmer.	Pres. <i>pro tem</i> .
Galbraith,	Harshaw,	Ranney,	23

#### NAYS.

0

Title agreed to.

On motion of Mr. Grosfield,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 243 (file No. 61), entitled

A bill to amend section two of act No. 92 of the session laws of 1851, entitled "An act to provide for the organization and powers of the supreme court," being section 6404 of Howell's annotated statutes.

Pending third reading of which

On motion of Mr. Holbrook,

The bill was laid on the table.

By unanimous consent,

Mr. Gorman moved to take from the table

House bill No. 221 (file No. 127), entitled

A bill to authorize the city of Ann Arbor to raise twenty-five thousand dollars for a hospital.

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, the bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Griffey,	Mr. Leavitt,	Mr. Toan,
Den Herder,	Grosfield,	McCormick,	Wisner,
Galbraith,	Gurney,	Nagel,	President,
Giddings,	Harshaw,	Palmer,	<i>pro tem</i> ,
Gorman,	Holbrook,	Rentz,	18

## NAYS.

Mr. Fox, Mr. Taylor,

2

Title agreed to.

On motion of Mr. Gorman,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

## GENERAL ORDER.

On motion of Mr. Babcock,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Babcock to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

## I.

Senate bill No. 199 (file No 59), entitled

A bill to amend sections 2 and 3 of act No. 500 of the local acts of 1887, approved June 8, 1887, being "An act to incorporate the city of Marine City in the county of St. Clair," and to repeal act No. 328 of the local acts of 1885, entitled "An act to re-incorporate the village of Marine City," approved April 23, 1885.

Joint resolution No. 14 (file No. 1), entitled

Joint resolution making an appropriation to suitably dedicate the Michigan monuments at Gettysburg.

House bill No. 356 (file No. 120), entitled

A bill to change the name of Harry McGinley to Harry Oaks.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

House bill No. 55 (file No. 101), entitled

A bill to authorize certain proceedings to quiet titles to real estate in the county of Charlevoix, and to provide for the punishment of persons who may testify falsely, or who may corruptly attempt to acquire title in such real estate, or who shall willfully use or procure false testimony to establish his claim or title.

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

W. IRVING BABCOCK, *Chairman.*

Report accepted.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Babcock,

The Senate concurred in the amendments made to the second named bill, and the same was placed on the order of third reading of bills.

The Senate resumed the order of

## PRESENTATION OF PETITIONS.

No. 35. By Mr. Palmer: Petition of the Mecosta county soldiers' monument association, relative to the enactment of a law appropriating funds to soldiers' monument associations.

On motion of Mr. Palmer,

The petition was read at length, and spread at large on the Journal, as follows:

*To the Honorable, the Legislature of the State of Michigan:*

We the undersigned members of the Mecosta county Soldiers' Monument Association do most respectfully petition your honorable body to enact a law appropriating funds to the several soldiers' monument associations of this State for the purpose of erecting suitable monuments to mark the resting place of our heroic dead.

By unanimous consent,

Mr. Holbrook moved to reconsider the vote by which the Senate adopted the resolution that when the Senate adjourn to-day it stand adjourned until Monday next at 8:30 o'clock p. m.

Which motion prevailed.

The question being on the adoption of the resolution.

Mr. Holbrook moved to amend the resolution by striking out "8:30," and inserting in lieu thereof "2."

Which motion prevailed, and the resolution was so amended.

The resolution as amended was then adopted.

## REPORT OF CONFERENCE COMMITTEE.

The special committee appointed by the President of the Senate to confer with a like committee appointed by the House in reference to the difference existing between the two bodies of the Legislature concerning the investigation of certain alleged irregular conduct upon the part of some of the officers of the Pontiac Insane Asylum, resulting in the severe injury of inmates of said institution report that they have had a conference with said House committee and that the joint committee has failed to agree,

And respectfully ask to be discharged from a further consideration of the subject.

A. R. CHAPMAN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Chapman,

The report was adopted.

The Senate resumed the order of

## REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 13, entitled

A bill to amend section 11 of chapter 229 of the compiled laws of 1871, as amended by act No. 189 of the laws of 1873, approved April 29, 1873, as amended by act No. 50 of the session laws of 1877, being section 7443 of the compiled laws of 1871, as amended by act No. 115 of the session laws of 1881, approved May 5, 1881, being section 11 of chapter 313, and compiler's



section 9017 of Howell's annotated statutes, relative to fees of sheriffs in executing process issued out of the courts of law and equity, and by judicial and other officers and for other services,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

LEWIS G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

The President *pro tem.* announced the following:

*To the Honorable Senate :*

On Tuesday evening, March 19th inst., I shall give an informal reception to the Legislature, State officers, and the public, at the Capitol building, and to which your honorable body is especially invited.

Very respectfully yours,

C. G. LUCE, *Governor.*

March 15, 1889.

#### MESSAGES FROM THE GOVERNOR.

The President *pro tem.* also announced the following:

EXECUTIVE OFFICE, }  
Lansing, March 15, 1889. }

*To the Senate :*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 17 (file No. 2), being

An act to detach certain lands from the township of Eagle Harbor, in the county of Keweenaw, and to attach the same to the township of Sherman, in said county.

Also Senate bill No. 20 (file No. 6), being

An act to re-incorporate the city of Ann Arbor, revise the charter of said city and repeal all conflicting acts relating thereto.

C. G. LUCE,  
*Governor.*

The message was laid on the table.

By unanimous consent,

Mr. Holbrook offered the following resolution:

*Resolved,* That the auditor general be and is hereby respectfully requested to furnish for the use of the Senate a statement of the balance on hand of the military fund on the 31st day of December, 1886, the amount credited to the fund for the year 1887, and the amount expended for the State encampment for that year; also the balance on hand December 31st, of 1887, and a similar statement showing the same facts for the year 1888.

The question being on the adoption of the resolution,

The resolution was adopted.

On motion of Mr. Holbrook,

The Senate went into

## EXECUTIVE SESSION,

The time being 4:40 o'clock P. M.

The Executive Session closed, the time being 4:55 o'clock P. M.

On motion of Mr. Rentz,

The Senate adjourned.

The President *pro tem.* announced that the Senate would stand adjourned until Monday next at 2 o'clock P. M.

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*Lansing, March 18, 1889.*

The Senate met and was called to order by the President *pro tem.* at 2 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Barringer, Colgrove, Dunstan, Gorman, Grosfield, Gurney, Milnes, Nagel, Ranney, Rentz, Toan, Wesselius and Wisner.

On motion of Mr. Griffey,

Leave of absence was granted to all absentees for the day.

On motion of Mr. Chapman,

Leave of absence was granted to Mr. Dunstan until Wednesday morning.

## PRESENTATION OF PETITIONS.

No. 352. By Mr. Blackwell: Petition of W. J. Comstock and 144 other citizens of Sault Ste Marie, praying for the passage of a law securing to women of Michigan the right to vote in the election of all town and city officers, and upon local questions, including that of granting licenses for the sale of intoxicating liquors.

Referred to the committee on elections.

No. 353. By Mr. Blackwell: Petition of John McDonald and 50 other citizens of St. Ignace on the same subject.

Same reference.

No. 354. By Mr. Blackwell: Petition of M. V. Barnes and 139 other citizens of Harbor Springs, on the same subject.

Same reference.

No. 355. By Mr. Fox: Petition of Chas. N. Brown and other citizens of Huron county, asking that certain land on Wild Fowl Bay be set apart for public shooting grounds.

On motion of Mr. Fox,

The petition was read at length, and spread at large on the Journal, as follows:

*To the Honorable Senate of the State of Michigan:*

We, the undersigned, residents and property holders of Huron county, State of Michigan, most respectfully ask the passage of the bill entitled "An act to set apart certain swamp lands in Wild Fowl Bay, in township 16 north, of range 9 east, in the county of Huron, State of Michigan," for public shooting grounds.

Referred to the committee on public lands.

## REPORTS OF STANDING COMMITTEES.

By the committee on public lands:

The committee on public lands, to whom was referred

Senate joint resolution No. 23, entitled

Joint resolution to authorize the Board of State Auditors to settle the claim of James Abbott for trespass on land under conveyance from the State to said James Abbott,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

EDWIN G. FOX, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Fox,

The Senate concurred in the amendments made to the joint resolution by the committee.

On motion of Mr. Harshaw,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the joint resolution was placed on its immediate passage.

The joint resolution was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Harshaw,	Mr. Palmer,	
Berry,	Galbraith,	Holbrook,	Taylor,	
Blackwell,	Giddings,	Leavitt,	President	
Chapman,	Green,	McCormick,	<i>pro tem.</i> ,	17
Den Herder,	Griffey,			

## NAYS.

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The question being on agreeing to the title and preamble,

Mr. Harshaw moved to amend the title as follows: By striking out "James Abbott" and inserting in lieu thereof "Ransom Bartlett."

Which motion prevailed.

The title and preamble as amended were then agreed to.

## MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE,  
Lansing, March 16, 1889. }

To the Senate:

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 184, being

An act to amend sections 2 and 10 of Act No. 265, of the session laws of 1885, approved March 6, 1885, entitled "An act to re-incorporate the city of Cadillac," and to repeal Act No. 254 of the sessions laws of 1877, entitled "An act to incorporate the city of Cadillac," and repeal Act No. 336 of the session laws of 1875, approved April 22, 1875, and Act No. 304 of the session laws of 1879, entitled "An act to amend section 1 of Act No. 254 of the session laws of

1877," approved March 20, 1877, entitled "An act to incorporate the city of Cadillac and repeal act No. 336 of the session laws of 1875," approved April 23, 1875, and to add one new section thereto, to stand as section 12,

C. G. LUCE,  
*Governor.*

The message was laid on the table.

MESSAGES FROM THE HOUSE.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 15, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 540 (file No. 134), entitled

A bill to amend section 9 of chapter 223 of the compiled laws of 1871, relative to writs of *habeas corpus* and *certiorari*, as amended by act No. 266 of the public acts of 1881, approved June 9th, 1881, the same being compiler's section 8556 of Howell's annotated statutes of Michigan.

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on judiciary.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 15, 1889.* }

*To the President of the Senate:*

SIR,—I am instructed by the House to transmit the following entitled joint resolutions:

1. House joint resolution No. 5 (file No. 7), entitled

Joint resolution asking the State of Michigan to release all her right, title and interest of the following described lands to Charles Ellis, William Ellis, and Byron Ellis, to wit: The south half of the southeast quarter of the northwest quarter, of section 16, town 9 north, range 16 west, in Muskegon county.

2. House joint resolution No. 20 (file No. 10), entitled

Joint resolution for the relief of Mrs. Joseph Granger, widow of Joseph Granger, late of company F, Tenth Regiment Michigan Infantry.

Which have passed the House by a majority vote of all the members elect and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named joint resolution was read a first and second time by its title, and

Pending its reference.

On motion of Mr. DenHerder,

The joint resolution was laid on the table.

The second named joint resolution was read a first and second time by its title, and referred to the committee on military affairs.

The president *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 15, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following, entitled bills:

1. House bill No. 581 (file No. 180), entitled

A bill to punish any person who orders, sends, takes or carries or attempts to order, send, take or carry dynamite, nitro-glycerine or other explosive substances either as freight or baggage on any passenger boat or vessel, or on any railroad car or train of cars, or on any street car, stage or vehicle used wholly or partly for carrying passengers.

2. House bill No. 461, (file No. 168), entitled

A bill to amend section 1 of act No. 157 of the session laws of 1881, entitled, "An act to authorize the incorporation of a Michigan Millers' Mutual Fire Insurance Company," approved May 19, 1881, being section 4309 of Howell's annotated statutes, as amended by act No. 7 of the session laws of 1885.

3. House bill No. 535 (file No. 156), entitled

A bill to amend sections 4625 and 4626 of the compiled laws of 1871, being sections 6105 and 6106 of Howell's annotated statutes, relative to mortgaging of estates by executors, administrators and guardians.

4. House bill No. 537 (file No. 157), entitled

A bill to amend section 4379 of the compiled laws of 1871, being section 5849 of Howell's annotated statutes relative to the administration and distribution of estates of intestates,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on State affairs.

The second named bill was read a first and second time by its title, and referred to the committee on insurance.

The third named bill was read a first and second time by its title, and referred to the committee on judiciary.

The fourth named bill was read a first and second time by its title, and referred to the committee on judiciary.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 15, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 280, entitled

A bill authorizing the township board of the township of Chase, in Lake county, to raise money to make public improvements in the township of Chase.

2. House bill No. 604, entitled

A bill to amend section 3 of act No. 331 of the local acts of 1875, entitled An act to re-incorporate the village of Reed City, approved April 16, 1875,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on counties and townships.

The second named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 15, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bills:

1. Senate bill No. 182 (file No. 54), entitled

A bill to authorize the board of cemetery trustees of the city of Cadillac and township of Clam Lake to convey its cemetery grounds to another cemetery association.

2. Senate bill No. 248, entitled

A bill to amend sections 7, 51, 52, 53, 54, 62, 72, 75, 78, 85, 115 and 120 of act No. 92 of session laws of 1861, entitled an act to incorporate the city of Pontiac as amended by several acts amendatory thereof, and to add one new section to said act, to stand as section 204; also to amend sections 189, 190, 191 and 192 as added to said act 192 of the session laws of 1861, by act 371 of the session laws of 1885, entitled "An act to amend sections 4, 7, 51, 52, 75 and 116 of act 192 of the session laws of 1861, entitled an act to incorporate the city of Pontiac, approved March 15, 1861, as amended by the several acts amendatory thereto, and to add 15 new sections to stand as sections 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202 and 203.

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,  
DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was referred to the committee on engrossment and enrollment for enrollment.

Pending its reference

On motion of Mr. Galbraith,

The second named bill was laid on the table.

#### REPORTS OF SELECT COMMITTEES.

By the committee on assignment of rooms for the use of committees:

The committee on assignment of rooms to committees, report that they have assigned room M for the use of the committee on elections, for the balance of the term.

JOHN HOLBROOK, *Chairman, Committee.*

Report accepted.

#### MOTIONS AND RESOLUTIONS.

Mr. Blackwell offered the following concurrent resolution:

Concurrent resolution relative to the survey of a ship canal connecting Lakes Michigan and Superior.

*Be it resolved by the Senate of the State of Michigan* (the House concurring), That our Senators and Representatives in Congress be and they are hereby requested to use their best endeavors to secure such legislation by Congress as will result in the making of a survey, under direction of the Secretary of War of the United States, for the construction of a ship canal connecting Lakes Michigan and Superior, commencing at a point on the Little Bay de Noc, Lake Michigan, up the White Fish River to the divide between said lakes, thence down the Au Train River to or near Au Train Bay on Lake Superior, thus saving to commerce over five hundred miles in the round trip between Chicago and Duluth, and saving to the general government great expense in naval operations on the upper lakes in case of war.

*Resolved further*, That the Governor be and he hereby is requested to forward copies of the foregoing resolution to our Senators and Representatives in Congress.

On motion of Mr. Blackwell,

The concurrent resolution was referred to the committee on federal relations.

#### GENERAL ORDER.

On motion of Mr. Fox,

The Senate went into committee of the whole on the general order,

Whereupon the President called Mr. Griffey to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following: Senate bill No. 65 (file No. 63), entitled

A bill making an appropriation for the support and expenses of a state weather service.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

C. G. GRIFFEY, *Chairman.*

Report accepted.

The bill was placed on the order of third reading of bills.  
On motion of Mr. Taylor,  
The Senate adjourned.

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*Lansing, March 19, 1889.*

The Senate met and was called to order by the President *pro tem.* at 2 o'clock P. M.

Religious exercises by the Rev. Mr. Thompson.

Roll called: a quorum present.

Absent without leave: Mr. Nagel.

On motion of Mr. Grosfield,

Leave of absence was granted to Mr. Nagel for the day.

#### PRESENTATION OF PETITIONS.

No. 356. By Mr. Griffey: Protest of Jos. Kirkpatrick, J. Jackson, and others of Negaunee, against the beef inspection bill.

Referred to the committees on agricultural interests and public health.

No. 357. By Mr. Galbraith: Petition of L. A. Young, H. E. Moore and 10 others, asking for amendment to the mortgage tax law and protesting against its repeal.

Referred to the committee on judiciary.

No. 358. By Mr. Galbraith: Petition of O. Poppleton, S. Cooper, Hugh Irving and 73 others of Birmingham, relative to location of D., G. H. & M. R. R. depot at that village.

Referred to the committee on railroads.

#### REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 192, entitled

A bill to authorize the village of Berrien Springs, in the county of Berrien, to borrow money to make public improvements in said village,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Ranney,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred



House bill No. 193 (file No. 94), entitled

A bill to authorize the township of Oronoko, in Berrien county, to borrow money to be used in public improvements in and for the benefit of said township and to issue bonds therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended, do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Ranney,

The Senate concurred in the amendment made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 604, entitled

A bill to amend section 3 of act No. 331 of the local acts of 1875, entitled an act to re-incorporate the village of Reed City, approved April 16, 1875,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Blackwell,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Holbrook,	Mr. Ranney,
Barringer,	Galbraith,	Leavitt,	Taylor,
Berry,	Griffey,	McCormick,	Wisner,
Blackwell,	Grosfield,	Milnes,	President
Chapman,	Gurney,	Palmer,	<i>pro tem.,</i>
Dunstan,			20

#### NAYS.

Mr. Den Herder,

1

Title agreed to.

On motion of Mr. Blackwell,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on finance and appropriations:

The committee on finance and appropriations, to whom was referred

Senate bill No. 188, entitled

A bill making an appropriation for the purchase of a cooking range, two

washing machines, fire and lawn hose, dishes, bedding, books and stationery, tools and general repairs, one sander, and for putting in a dust arrester in certain shops at the State House of Correction and Reformatory at Ionia,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on railroads :

The committee on railroads, to whom was referred

House bill No. 118 (file No. 128), entitled

A bill to amend sec. 15 of article 4 of Act No. 198, session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and fix the duties and liabilities of all railroads and other corporations owning or operating any railroad in this State, and the several acts amendatory thereof, being sec. 3377 of Howell's annotated statutes, as amended by act No. 234, public acts of 1885, approved June 10, 1885, and act No. 261, public acts of 1887, approved June 27, 1887.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

O. G. GRIFFEY, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

House bill No. 65 (file No. 27), entitled

A bill to amend section 10 of chapter 12 of the compiled laws of 1871, being compiler's section 679 of Howell's annotated statutes of Michigan, relative to the election of overseers of highways,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ROSWELL LEAVITT, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Leavitt,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was read a third time, and pending the taking of the vote thereon,

Mr. Fox moved that the same be referred to the committee of the whole, and placed on the general order.

Which motion prevailed.

By the committee on counties and townships:

The committee on counties and townships, to whom was referred Senate bill No. 365, entitled

A bill to detach certain territory from the township of Garfield, in the the county of Grand Traverse, and attach the same to the township of Traverse, in said county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

J. DEN HERDER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Den Herder,

The Senate concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on counties and townships:

The committee on counties and townships, to whom was referred Senate bill No. 340, entitled

A bill to detach certain territory from the present townships of Briley and Montmorency, in Montmorency county, and to organize the same into a separate township to be known as the township of Lake, in said county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

J. DEN HERDER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Den Herder,

The bill was laid on the table.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following:

Senate bill No. 182 (file No. 54), entitled

A bill to authorize the board of cemetery trustees of the city of Cadillac and township of Clam Lake to convey the cemetery grounds to another cemetery association.

JAS. W. McCORMICK, *Chairman.*

Report accepted.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 180, entitled

A bill to amend section 1 of act No. 209 of the public acts of 1885, entitled "An act to promote morality and to prevent crime." Approved June 17, 1885,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that it be printed for the use of the committee.

L. G. PALMER, *Chairman.*

Report accepted.

The bill was ordered printed for the use of the committee.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 131, entitled

A bill to amend sec's. 1 and 4 of chap. 54 of Howell's annotated statutes, being compiler's secs. 2015 and 2018, relating to observance of the first day of the week, and the prevention and punishment of immorality, and to add a new section thereto to stand as section 9,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that it be printed for the use of the committee.

L. G. PALMER, *Chairman*.

Report accepted.

The bill was ordered printed for the use of the committee.

By the committee on federal relations:

The committee on federal relations, to whom was referred

Concurrent resolution relative to the survey of a ship canal connecting Lakes Michigan and Superior.

*Be it resolved by the Senate of the State of Michigan* (the House concurring), That our Senators and Representatives in Congress be and they are hereby requested to use their best endeavors to secure such legislation by Congress as will result in the making of a survey, under direction of the Secretary of War of the United States, for the construction of a ship canal connecting Lakes Michigan and Superior, commencing at a point on the Little Bay de Noc, Lake Michigan, up the White Fish River to the divide between said lakes, thence down the Au Train River to or near Au Train Bay on Lake Superior, thus saving to commerce over five hundred miles in the round trip between Chicago and Duluth, and saving to the general government great expense in naval operations on the upper lakes in case of war.

*Resolved further*, That the Governor be and he hereby is requested to forward copies of the foregoing resolution to our Senators and Representatives in Congress,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it be adopted, and ask to be discharged from the further consideration of the subject.

WM. TOAN, *Chairman*.

The question being on concurring in the adoption of the concurrent resolution,

The same was adopted.

#### MESSAGES FROM THE HOUSE.

The President *pro tem*. announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 18, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to respectfully request the return of the following entitled bill:

Senate bill No. 248, entitled

A bill to amend sections 7, 51, 52, 53, 54, 62, 72, 75, 78, 85, 116, and 120 of act No. 92 of session laws of 1861, entitled an act to incorporate the city

of Pontiac as amended by several acts amendatory thereof and to add one new section to said act to stand as section 204, also to amend 189, 190, 191 and 192, as added to said act 192 of the session laws of 1861, by act 371 of the session laws of 1885, entitled an act to amend sections 4, 7, 51, 52, 75, and 116 of act 192 of the session laws of 1861, entitled an act to incorporate the city of Pontiac, approved March 15th, 1861, as amended by the several acts amendatory thereof, and to add fifteen new sections to said act to stand as sections 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, and 203.

Very respectfully,  
 DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

By unanimous consent,  
 Mr. Galbraith moved to take from the table,  
 Senate bill No. 248, entitled

A bill to amend sections 7, 51, 52, 53, 54, 62, 72, 75, 78, 85, 115 and 120 of act No. 92 of session laws of 1861, entitled an act to incorporate the city of Pontiac as amended by several acts amendatory thereof, and to add one new section to said act, to stand as section 204; also to amend sections 189, 190, 191 and 192 as added to said act 192 of the session laws of 1861, by act 371 of the session laws of 1885, entitled "An act to amend sections 4, 7, 51, 52, 75 and 116 of act 192 of the session laws of 1861, entitled an act to incorporate the city of Pontiac, approved March 15, 1861, as amended by the several acts amendatory thereto, and to add 15 new sections to stand as sections 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202 and 203.

Which motion prevailed.

On motion of Mr. Galbraith,

The bill was re-transmitted to the House, in pursuance of their request.  
 The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, {  
*Lansing, March 19, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 70 (file No. 137), entitled

A bill to authorize the common council of the city of Iron Mountain, in the county of Menominee, to prescribe by ordinance the time and manner of assessing and collecting the tax upon dogs in said city.

2. House bill No. 409 (file No. 132), entitled

A bill to amend section 7806 of Howell's annotated statutes, being compiler's section 6026 of the compiled laws of 1871, relative to the trial of issues of fact, as amended by act No. 15, of the session laws of 1885.

3. House bill No. 526 (file No. 155), entitled

A bill to amend sections 4496 and 4499 of the compiled laws of 1871, being sections 5964 and 5967 of Howell's annotated statutes, relative to assignment, partition and distribution of estates of deceased persons.

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take

immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The second named bill was read a first and second time by its title and referred to the committee on judiciary.

The third named bill was read a first and second time by its title and referred to the committee on judiciary.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 19, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 291 (file No. 138), entitled

A bill to provide for recording letters testamentary of guardianship, and decrees of probate courts affecting the title to land, reading such records in evidence, and legalizing such records heretofore made.

2. House bill No. 167 (file No. 144), entitled

A bill to provide for the laying out of a State road in Bay county, to be known as the "Williams and Garfield State road extension."

3. House bill No. 171, entitled

A bill to change the name of Frederick G. O'Donnell to Fred Dusten,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and pending its reference.

On motion of Mr. Dunstan,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was read a third time, and pending the taking of the vote thereon,

Mr. Taylor moved that the same be referred to the committee on roads and bridges.

Which motion did not prevail.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Palmer, by unanimous consent, moved to amend the bill as follows:

By inserting in line 2 of section 2 after the word "bond" the words "to the People of the State of Michigan."

Which motion prevailed and the bill was so amended.

of Pontiac as amended by several acts amendatory thereof and to add one new section to said act to stand as section 204, also to amend 189, 190, 191 and 192, as added to said act 192 of the session laws of 1861, by act 371 of the session laws of 1885, entitled an act to amend sections 4, 7, 51, 52, 75, and 116 of act 192 of the session laws of 1861, entitled an act to incorporate the city of Pontiac, approved March 15th, 1861, as amended by the several acts amendatory thereof, and to add fifteen new sections to said act to stand as sections 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, and 203.

Very respectfully,  
DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

By unanimous consent,  
Mr. Galbraith moved to take from the table,  
Senate bill No. 248, entitled

A bill to amend sections 7, 51, 52, 53, 54, 62, 72, 75, 78, 85, 115 and 120 of act No. 92 of session laws of 1861, entitled an act to incorporate the city of Pontiac as amended by several acts amendatory thereof, and to add one new section to said act, to stand as section 204; also to amend sections 189, 190, 191 and 192 as added to said act 192 of the session laws of 1861, by act 371 of the session laws of 1885, entitled "An act to amend sections 4, 7, 51, 52, 75 and 116 of act 192 of the session laws of 1861, entitled an act to incorporate the city of Pontiac, approved March 15, 1861, as amended by the several acts amendatory thereto, and to add 15 new sections to stand as sections 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202 and 203.

Which motion prevailed.

On motion of Mr. Galbraith,

The bill was re-transmitted to the House, in pursuance of their request.  
The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 19, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 70 (file No. 137), entitled

A bill to authorize the common council of the city of Iron Mountain, in the county of Menominee, to prescribe by ordinance the time and manner of assessing and collecting the tax upon dogs in said city.

2. House bill No. 409 (file No. 132), entitled

A bill to amend section 7606 of Howell's annotated statutes, being compiler's section 6026 of the compiled laws of 1871, relative to the trial of issues of fact, as amended by act No. 15, of the session laws of 1885.

3. House bill No. 526 (file No. 155), entitled

A bill to amend sections 4496 and 4499 of the compiled laws of 1871, being sections 5964 and 5967 of Howell's annotated statutes, relative to assignment, partition and distribution of estates of deceased persons.

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take

immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The second named bill was read a first and second time by its title and referred to the committee on judiciary.

The third named bill was read a first and second time by its title and referred to the committee on judiciary.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 19, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 291 (file No. 138), entitled

A bill to provide for recording letters testamentary of guardianship, and decrees of probate courts affecting the title to land, reading such records in evidence, and legalizing such records heretofore made.

2. House bill No. 167 (file No. 144), entitled

A bill to provide for the laying out of a State road in Bay county, to be known as the "Williams and Garfield State road extension."

3. House bill No. 171, entitled

A bill to change the name of Frederick G. O'Donnell to Fred Dusten, Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and pending its reference.

On motion of Mr. Dunstan,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was read a third time, and pending the taking of the vote thereon, Mr. Taylor moved that the same be referred to the committee on roads and bridges.

Which motion did not prevail.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Palmer, by unanimous consent, moved to amend the bill as follows:

By inserting in line 2 of section 2 after the word "bond" the words "to the People of the State of Michigan."

Which motion prevailed and the bill was so amended.



Mr. Taylor, by unanimous consent, moved to amend the bill as follows:

By striking out of line 1 of section 5, the word "two" and inserting in lieu thereof the word "three."

Which motion did not prevail.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Gurney,	Mr. Ranney,
Barringer,	Fox,	Holbrook,	Rentz,
Berry,	Galbraith,	Leavitt,	Taylor
Blackwell,	Green,	McCormick,	Toan,
Chapman,	Griffey,	Milnes,	Wisner,
Den Herder,	Grosfield,	Palmer,	President
			<i>pro tem.</i> , 24

#### NAYS.

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Title agreed to.

On motion of Mr. Dunstan,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The third named bill was read a first and second time by its title, and referred to the committee on State affairs.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 19, 1889. }

*To the President of the Senate :*

SIR—I am instructed by the House to return to the Senate the following bill :

Senate bill No. 267 (file No. 55), entitled

A bill to amend chapter 6 of act No. 337 of the local acts of 1883, entitled "An act to incorporate the city of Kalamazoo," and to repeal an act entitled "An act to re-incorporate the village of Kalamazoo," and to repeal all inconsistent acts and parts of acts, approved March 15, 1861, as amended by the several acts amendatory thereof, approved June 8, 1883, as amended by act No. 450 of the local acts of 1887, approved April 27, 1887, by adding four new sections to said chapter, to stand as sections 6, 7, 8 and 9 thereof; and to amend sections 11 and 24 of chapter 17 of said act; and to amend section 5 of chapter 18 of said act; and to amend section 10 of chapter 22 of said act; and to amend sections 1, 2, 3, 4, 5, 6 and 7 of chapter 23 of said act; and to add four new sections thereto, to stand as sections 8, 9, 10 and 11 thereof,

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 19, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

1. House bill No. 277 (file No. 150), entitled

A bill to appropriate to the Mining School at Houghton the sum of \$5,000 towards the maintenance and support of the Mining School at Houghton, in the county of Houghton, Michigan, during the year 1889.

2. House bill No. 713, entitled

A bill to incorporate the city of Mount Pleasant, in the county of Isabella.

3. House bill No. 644, entitled

A bill to amend section 3 of chapter 3, sections 3 and 36 of chapter 6, section 1, chapter 10, entire chapter 16 and section 9 of chapter 28 of act No. 223 of the local acts of 1883, entitled "An act to incorporate the city of St. Ignace," approved March 14, 1883,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on Mining School and mining interests.

The second named bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Green,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. DenHerder,	Mr. Gurney,	Mr. Rentz,
Barringer,	Dunstan,	Leavitt,	Toan
Berry,	Green,	McCormick,	Wisner,
Blackwell,	Griffey,	Palmer,	President
Chapman,	Grosfield,	Ranney,	<i>pro tem,</i> 19

#### NAYS.

2

Mr. Galbraith, Mr. Milnes,

Title agreed to.

On motion of Mr. Green,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The third named bill was read a first and second time by its title, and referred to the committee on cities and villages.

## MOTIONS AND RESOLUTIONS.

On motion of Mr. Chapman,

House bill No. 106 (file No. 40), entitled

A bill to amend section 3067 of the compiled laws of 1871, being section 4680 of chapter 170 of Howell's annotated statutes, relative to churches and religious societies.

Which passed the Senate March 13, 1889,

By a vote of two-thirds of all the Senators elect, was ordered to take immediate effect.

On motion of Mr. Taylor,

House bill No. 593, entitled

A bill to prohibit boards of registration from holding session in or near places where intoxicating liquors are sold or kept for sale.

By a vote of two-thirds of all the Senators elect, was ordered to take immediate effect.

Mr. Chapman, moved to take from the table

Senate bill No. 62 (file No. 23), entitled

A bill providing for the appointment, defining the duties, and fixing the compensation of a stenographer for the first judicial circuit of the State of Michigan.

Which motion prevailed,

The question being on concurring in the amendment made by the House to the bill, to-wit:

Strike out commencing in line 4 of section 5 the words of the proviso as follows:

*Provided*, That in any criminal case the court may, on the request of the prosecuting attorney, or of counsel for the defense, order the stenographer to make a transcript of the testimony and proceedings in such case, to be paid for by the county where the case is tried at the rate herein established for civil cases, upon presentation to the county treasurer of the county where such case is tried of the amount of such transcript, certified to by the circuit judge ordering the same.

On motion of Mr. Chapman,

The Senate concurred, a majority of all the senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Den Herder,	Mr. Gurney,	Mr. Ranney,
Barringer,	Fox,	Holbrook,	Rentz,
Berry,	Green,	Leavitt,	Taylor,
Blackwell,	Griffey,	McCormick,	Wisner,
Chapman,	Grosfield,	Milnes,	President
			<i>pro tem.</i> 20

## NAYS.

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The bill were referred to the committee on engrossment and enrollment for enrollment.

Mr. Den Herder moved that the committee of the whole be discharged from the further consideration of

House bill No. 186 (file No. 77), entitled

A bill to amend act No. 20 of the session laws of 1855, entitled "An act

for the incorporation of charitable societies," approved February 6, 1855, as the same is now amended by adding thereto a new section, to stand as section 8, relative to the powers of corporations organized under said act as asylums for children.

Which motion prevailed.

On motion of Mr. Den Herder,

The bill was referred to the committee on banks and incorporations.

Mr. Den Herder moved to reconsider the vote by which the Senate passed the following resolution:

*Resolved*, That the auditor general be and is hereby respectfully requested to furnish for the use of the Senate a statement of the balance on hand of the military fund on the 31st day of December, 1886, the amount credited to the fund for the year 1887, and the amount expended for the State encampment for that year; also the balance on hand December 31st, of 1867, and a similar statement showing the same facts for the year 1888,

Which motion prevailed.

On motion of Mr. Den Herder,

The resolution was laid on the table.

#### THIRD READING OF BILLS.

Senate bill No. 199 (file No. 59), entitled

A bill to amend section 2 and section 3 of act No. 500 of the local acts of 1887, approved June 8, 1887, being "An act to incorporate the city of Marine City, in the county of St. Clair, and to repeal act No. 328 of the local acts of 1885, entitled 'An act to re-incorporate the village of Marine City,' approved April 23, 1885."

Was read a third time and passed, a majority of all the Senators elect, voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Holbrook,	Mr. Ranney,
Barringer,	Galbraith,	Leavitt,	Taylor,
Berry,	Green,	McCormick,	Toan,
Blackwell,	Grosfield,	Milnes,	Wisner,
Chapman,	Gurney,	Palmer,	President
Den Herder,			<i>pro tem.</i> , 24

#### NAYS.

0

Title agreed to.

On motion of Mr. Barringer,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate joint resolution No. 14 (file No. 1), entitled

Joint resolution making an appropriation to suitably dedicate the Michigan monuments at Gettysburg,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Holbrook,	Mr. Taylor,
Barringer,	Galbraith,	Leavitt,	Toan,

Mr. Berry, Chapman, Den Herder, Dunstan,	Mr. Green, Griffey, Grosfield, Gurney,	Mr. McCormick, Milnes, Ranney,	Mr. Wisner, President <i>pro tem.</i> ,	21
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## NAYS.

0

Title agreed to.

On motion of Mr. Chapman,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 356 (file No. 120), entitled

A bill to change the name of Harry McGinley to Harry Oaks,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock, Barringer, Berry, Blackwell, Chapman, Den Herder,	Mr. Dunstan, Fox, Galbraith, Green, Griffey, Grosfield,	Mr. Gurney, Holbrook, Leavitt, McCormick, Milnes,	Mr. Ranney, Taylor, Toan, Wisner, President <i>pro tem.</i> ,	22
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## NAYS.

0

Title agreed to.

On motion of Mr. McCormick,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 55 (file No. 101), entitled

A bill to authorize certain proceedings to quiet titles to real estate in the county of Charlevoix, and to provide for the punishment of persons who may testify falsely, or who may corruptly attempt to acquire title in such real estate, or who shall wilfully use or procure false testimony to establish his claim or title.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock, Barringer, Berry, Blackwell, Chapman, Den Herder,	Mr. Dunstan, Fox, Galbraith, Green, Griffey, Grosfield,	Mr. Gurney, Holbrook, Leavitt, McCormick, Palmer, Ranney,	Mr. Rentz, Taylor, Toan, Wisner, President <i>pro tem.</i> ,	23
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## NAYS.

0

Title agreed to.

On motion of Mr. Leavitt,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 65 (file No. 63), entitled

A bill making an appropriation for the support and expenses of a state weather service.

Was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Gurney,	Mr. Rentz,
Barringer,	Fox,	Holbrook,	Taylor,
Berry,	Galbraith,	Leavitt,	Toan,
Blackwell,	Green,	McCormick,	Wisner,
Chapman,	Griffey,	Palmer,	President
Den Herder,	Grosfield,	Ranney,	<i>pro tem.</i> , 23

## NAYS.

0

Title agreed to.

On motion of Mr. Chapman,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent,

Mr. Rentz moved to take from the table,

House bill No. 266 (file No. 113), entitled

A bill to amend section 1 of act number 124, session laws of 1869, entitled "An act to revise and consolidate the several acts relating to the protection of game, and for the better preservation of elk, deer, birds and wild fowl," approved April 3, 1869, and all subsequent amendments of said section, the same being section 2198 of Howell's annotated statutes, as amended by act number 256, session laws of 1887, approved June 25th, 1887.

Which motion prevailed.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Gurney,	Mr. Ranney,	
Barringer,	Galbraith,	Holbrook,	Rentz,	
Berry,	Green,	Leavitt,	Taylor,	
Blackwell,	Griffey,	McCormick,	Toan,	
Den Herder,	Grosfield,	Palmer,		19

## NAYS.

0

Title agreed to.

On motion of Mr. Rentz,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The Senate resumed the order of

## MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 19, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 272 (file No. 145), entitled

A bill making appropriations for constructing a cement sidewalk, and for increasing the water supply at the Michigan Asylum for the Insane.

2. House bill No. 440 (file No. 154), entitled

A bill to amend sections 1657 and 1659 of the compiled laws of 1871, being compiler's section 1619 and 1621 of Howell's annotated statutes, relative to rate of toll for grinding.

3. House bill No. 67 (file No. 36), entitled

A bill to amend section 10 of an act entitled "An act to establish a police government for the city of Detroit," approved April 17, 1871,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on asylums for the insane.

The second named bill was read a first and second time by its title, and referred to the committee on agricultural interests.

The third named bill was read a first and second time by its title, and referred to the committee on cities and villages.

By unanimous consent,

Mr. Ranney moved to suspend rule 40, relative to the limitation of reconsideration.

Which motion prevailed, two-thirds of all the Senators present voting therefor.

Whereupon,

Mr. Ranney moved to take from the table the title and enacting clause, and to reconsider the vote by which the Senate concurred in the recommendation of the committee of the whole, in striking out all after the enacting clause of House bill No. 143 (file No. 63), entitled

A bill to amend sections 6, 7 and 8 of an act entitled "An act to provide for the erection and maintenance of shutes for the passage of fish through the dams across the streams of this State," being act No. 246 of the laws of 1861, and all amendments and additions thereto.

Which motion prevailed.

The question then being on concurring in the recommendation of the committee of the whole that all after the enacting clause of said bill be stricken out,

On motion of Mr. Taylor,

The bill was re-committed to the committee on fisheries.

The Senate resumed the order of

## REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred  
House bill No. 345, entitled

A bill to extend the time for the collection of taxes in the village of Olio, in the county of Genesee, for the year 1888,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass and ask to be discharged from further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Holbrook,	Mr. Rentz,
Barringer,	Galbraith,	Leavitt,	Taylor,
Berry,	Green,	McCormick,	Toan,
Blackwell,	Griffey,	Milnes,	Wisner,
Chapman,	Grosfield,	Palmer,	President
Den Herner,	Gurney,	Ranney,	<i>pro tem.,</i>
Dunstan,			24

## NAYS.

0

Title agreed to.

On motion of Mr. Palmer,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

## GENERAL ORDER.

On motion of Mr. Taylor,

The Senate went into committee of the whole on the general order;

Whereupon,

The President called Mr. Ranney to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

## I.

House bill No 65 (file No. 27), entitled

A bill to amend section 10 of chapter 12 of the compiled laws of 1871, being compiler's section 679 of Howell's annotated statutes of Michigan, relative to the election of overseers of highways.

Senate bill No. 115 (file No. 64), entitled

A bill to section 9 of act No. 149 of the public acts of 1881 being an act to provide for the adoption and use of a standard form of fire insurance policies,



Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

House bill No. 192, entitled

A bill to authorize the village of Berrien Springs, in the county of Berrien, to borrow money to make public improvements in said village.

House bill No. 193 (file No. 94, entitled

A bill to authorize the township of Oronoko, in Berrien county, Michigan, to borrow money to be used in public improvements in and for the benefit of said township, and to issue bonds therefor.

Have directed their chairman to report the same back to the Senate, with the recommendation that the bill be laid on the table.

P. RANNEY, *Chairman.*

Report accepted.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Ranney,

The Senate concurred in the recommendation of the committee regarding the second named bills, and the same were laid on the table.

The Senate resumed the order of

### PRESENTATION OF PETITIONS.

No. 359. By Mr. Harshaw: Petition of J. J. McCarthy and others of Oscoda county, favoring the township unit school system.

Referred to the committee on education and public schools.

On motion of Mr. Milnes,

The Senate adjourned.

*Lansing, March 20, 1889.*

The Senate met and was called to order by the President *pro tem.* at 2 o'clock P. M.

Religious exercises by the Rev. Mr. Beale.

Roll called: a quorum present.

Absent without leave: Mr. Green.

On motion of Mr. Blackwell,

Leave of absence was granted to Mr. Green for the day.

### PRESENTATION OF PETITIONS.

No. 360. By Mr. Milnes: Petition of 34 citizens of Worden, relative to the sale of liquor within 5 miles of the State University.

Referred to the committee on liquor traffic.

No. 361. By Mr. Milnes: Petition of 76 citizens of Morenci, on the same subject.

Same reference.

No. 362. By Mr. Milnes: Petition of 32 citizens of Wayne, on the same subject.

Same reference.

No. 364. By Mr. Milnes: Petition of 31 citizens of Moscow, on the same subject.

Same reference.

No. 365. By Mr. Milnes: Petition of 166 citizens of Eaton Rapids, on the same subject.

Same reference.

No. 366. By Mr. Milnes: Petition of 72 citizens of Midland, on the same subject.

Same reference.

No. 367. By Mr. Milnes: Petition of 60 citizens of Grand Ledge on the same subject.

Same reference.

No. 368. By Mr. Milnes: Petition of 55 students of Ann Arbor on the same subject.

Same reference.

No. 369. By Mr. Milnes: Petition of 53 citizens of Jackson on the same subject.

Same reference.

No. 370. By Mr. Milnes: Petition of 33 citizens of Moscow on the same subject.

Same reference.

No. 371. By Mr. Milnes: Petition of 112 citizens of Bear on the same subject.

Same reference.

No. 372. By Mr. Milnes: Petition of 52 citizens of Detroit on the same subject.

Same reference.

No. 373. By Mr. Chapman: Petition of J. S. Broadhead and 29 other farmers of Oakland county asking for the passage of the meat inspection bill. Referred to the committee on agricultural interests.

No. 374. By Mr. Chapman: Petition of the Jackson county board of supervisors on the same subject.

Referred to the committee on agricultural interests.

No. 375. By Mr. Dunstan: Remonstrance of many citizens of Houghton county against the passage of the bill relative to the inspection of beef.

Referred to the committee on agricultural interests.

No. 376. By Mr. Dunstan: Petition of citizens of Ontonagon county praying for the passage of Senate bill No. 81, relative to the organization of township school districts.

Referred to the committee on education and public schools.

#### REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 208 (file No. 89), entitled

A bill to amend section 5264 of the compiled laws of 1871, being section 6829 of Howell's annotated statutes of Michigan, relative to issuing and return of short summons in justice courts,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 272, entitled

A bill to amend act No. 276, of the public acts of 1887, entitled "An act to require security to be given in staying proceedings upon verdicts and judgments in the circuit courts of this State," by adding a new section thereto to be known as sec. 4,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 256 (file No. 109), entitled

A bill to amend sections 1 and 2 of act No. 276 of the public acts of 1887, entitled "An act to require security to be given on staying proceedings upon verdicts and judgments in the circuit courts of this State,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 243 (file No. 141), entitled

A bill to amend compiler's section No. 614 of the revised statutes of 1871, the same being compiler's section 644 of Howell's annotated statutes of Michigan, relative to the time when the term of county officers shall commence,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The Senate concurred in the amendment made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 216 (file No. 90), entitled

A bill fixing the time when liens created by levy of execution on real estate shall expire,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 269, entitled

A bill to provide for the incorporation of Temples of Honor and Temperance,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to provide for the incorporation of subordinate Temples of Honor and Temperance,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 270, entitled

A bill to provide for the incorporation of lodges of Ancient Order of Foresters,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with the accompanying substitute therefor, entitled

A bill to provide for the incorporation of subordinate courts of the Ancient Order of Foresters,

Recommending that the substitute be concurred in and that the substitute

do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 89, entitled

A bill to amend sec. 3 of chap. 189, of the compiled laws of 1871, being section 7549 of Howell's annotated statutes, relative to trials of issues of fact,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 90, entitled

A bill to amend section 50 of chapter 189 of the compiled laws of 1871, being section 7599 of Howell's annotated statutes of Michigan relative to trials of issues of fact,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The bill was laid on the table.

By the committee on public health:

The committee on public health, to whom was referred

Senate bill No. 387, entitled

A bill to amend sections 1 and 5 of an act entitled "An act to prevent the sale of impure, unwholesome, adulterated or swill milk in the State of Michigan, and to provide for inspectors," approved June 25, 1887, and to add certain new sections thereto, to stand as sections 9, 10, 11, 12 and 13,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend sections 1 and 5 of an act entitled "An act to prevent the sale of impure, unwholesome, adulterated or swill milk in the State of Michigan, and to provide for inspectors," approved June 25, 1887, and to add certain new sections thereto to stand as sections 9, 10, 11, 12 and 13,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

A. MILNES, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Milnes,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on public health :

The committee on public health, to whom was referred

House bill No. 63 (file No. 35), entitled

A bill to amend section 2 of Act 137 of the public acts of 1883, entitled "An act to specify certain duties of health officers, and provide for compensation therefor in townships, cities and villages where the health officer is not otherwise instructed by the local board of health," approved June 1, 1883,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. MILNES, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on public health :

The committee on public health, to whom was referred

House bill No. 62 (file No. 34), entitled

A bill to amend section 43 of chapter 46 of the compiled laws of 1871, relative to the public health, being compiler's section 1675 of Howell's annotated statutes, as amended by act No. 11 of the public acts of 1883, approved May 17, 1883.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. MILNES, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on public health:

The committee on public health, to whom was referred

House joint resolution No. 12 (file No. 4), entitled

A joint resolution authorizing the State Board of Pharmacy to issue a certificate of a registered pharmacist to Bert M. Brown of Stevensville, Berrien county, and to Alva W. Nichols of Greenville, Montcalm county, Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment,

and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

A. MILNES, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Milnes,

The joint resolution was laid on the table.

By the committee on public health:

The committee on public health, to whom was referred

Senate bill No. 85, entitled

A bill to amend sections 5 and 10 of act No. 134, of the public acts of 1885, entitled "An act to regulate the practice of pharmacy in the State of Michigan," as amended by act No. 196 of the public acts of 1887,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that it be printed for the use of the committee.

A. MILNES, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Milnes,

The bill was ordered printed for the use of the committee.

By the committee on Mining School and mining interests:

The committee on mining school and mining interests, to whom was referred

House bill No. 277 (file No. 150), entitled

A bill to appropriate to the Mining School at Houghton the sum of \$5,000 towards the maintenance and support of the Mining School at Houghton, in the county of Houghton, Michigan, during the year 1889,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

T. B. DUNSTAN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on finance and appropriations.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

House bill No. 227, entitled

A bill to amend and revise an act entitled "An act to provide for the construction and maintenance of macadamized roads in Bay county," approved April 24, 1883, being Act No. 278 of the local acts of the State of Michigan for the year 1883, as amended by Act No. 350 of the local acts of the State of Michigan for the year 1885, and as amended by Act No. 396 of the local acts of the State of Michigan for the year 1887,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

ROSWELL LEAVITT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Leavitt,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on insurance:

The committee on insurance, to whom was referred

House bill No. 461 (file No. 168), entitled

A bill to amend section 1 of act No. 157 of the session laws of 1881, entitled "An act to authorize the incorporation of a Michigan Millers' Mutual Fire Insurance Company," approved May 19, 1881, being section 4309 of Howell's annotated statutes, as amended by act No. 7 of the session laws of 1885,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

T. S. GURNEY, *Acting Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on finance and appropriation:

The committee on finance and appropriations, to whom was referred

Senate joint resolution No. 20, entitled

A joint resolution instructing the State librarian to purchase certain historical works for the State library, and to provide for the payment of the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

A. B. CHAPMAN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Chapman,

The bill was laid on the table.

By the committee on agricultural interests:

The committee on agricultural interests, to whom was referred

Senate bill No. 280, entitled

A bill to prohibit the hunting, pursuing or killing of rabbits by ferrets in the county of Lenawee, in the State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

R. L. TAYLOR, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Gilmore,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on the order of third reading of bills.

By the committee on agricultural interests:

The committee on agricultural interests, to whom was referred



House bill No. 440 (file No. 154), entitled

A bill to amend sections 1657 and 1659 of the compiled laws of 1871, being compiler's sections 1619 and 1621 of Howell's annotated statutes relative to rate of toll for grinding.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

R. L. TAYLOR, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

Senate bill No. 63 (file No. 15), entitled

A bill to provide for the incorporation of trust, deposit and security companies, and to repeal act 58 of the session laws of 1871, approved March 29, 1871, entitled "An act to provide for the incorporation of trust, deposit and security companies," being chapter 88 of Howell's annotated statutes, also to repeal act No. 123 of session laws of 1883, approved May 25, 1883, entitled "An act to amend section 9 of act 58 of the session laws of 1871," approved March 29, 1871, being compiler's section 2290 relative to the corporate rights of trust, deposit and security companies,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor,

Having the same title,

Recommending that the substitute be concurred in and that the substitute be printed for the use of the committee.

F. B. GALBRAITH, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Galbraith,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was ordered printed for the use of the committee.

#### MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE, }  
Lansing, March 19, 1889. }

To the Senate:

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 182 (file No. 54), being

An act to authorize the board of cemetery trustees of the city of Cadillac and township of Clam Lake to convey its cemetery grounds to another cemetery association.

O. G. LUCE,  
*Governor.*

The message was laid on the table.

## MESSAGES FROM THE HOUSE.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing March 19, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following, entitled bills:

1. House bill No. 621, entitled

A bill to authorize the village of Howell in the county of Livingston to issue bonds for the purpose of borrowing money to make public improvements in said village.

2. House bill No. 346, entitled

A bill to change the boundaries of school districts No. 1 and 5 in the township of Echo, county of Antrim,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and

By unanimous consent.

The bill was laid on the table.

The second named bill was read a first and second time by its title, and referred to the committee on education and public schools.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 20, 1889. }

*To the President of the Senate:*

SIR,—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 199 (file No. 59), entitled

A bill to amend section 2 and section 3 of act No. 500 of the local acts of 1887, approved June 8, 1887, being "An act to incorporate the city of Marine City, in the county of St. Clair, and to repeal act No. 328 of the local acts of 1885, entitled 'An act to re-incorporate the village of Marine City,' approved April 23, 1885."

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
Clerk of the House of Representatives.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
 Lansing, March 20, 1889. }

*To the President of the Senate :*

SIR,—I am instructed by the House to transmit the following, entitled bills:

1. House bill No. 449, entitled

A bill to incorporate the village of Merrill, in Saginaw county.

2. House bill No. 738, entitled

A bill to provide for the ceding to the United States of America exclusive jurisdiction over the site and grounds selected, or to be hereafter selected, for the erection of a public building for the use of the United States postoffice, custom house, court, internal revenue office, and other public offices of the United States in the city of Kalamazoo, Michigan, during the time the United States shall be or remain the owner thereof, for all purposes except the administration of the criminal laws of the State of Michigan, and the service of civil process therein.

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The second named bill was read a first and second time by its title, and referred to the committee on federal relations.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES }  
 Lansing, March 20, 1889 }

*To the President of the Senate :*

SIR—I am instructed by the House to request the return of the following, entitled bill:

House bill No. 67 (file No. 36), entitled

A bill to amend section 10 of an act entitled "An act to establish a police government for the city of Detroit," approved April 17, 1871.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

On motion of Mr. Milnes,

The committee on cities and villages was requested to report the above-named bill back to the Senate.

Whereupon the following report was made:

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 67 (file No. 36), entitled

A bill to amend section 10 of an act entitled "An act to establish a police government for the city of Detroit," approved April 17, 1871,

Respectfully report the same back to the Senate pursuant to instructions.  
P. RANNEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Milnes,

The bill was ordered returned to the House.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 19, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

WHEREAS, The edition of the Legislative Manual for 1889, issued in conformity to law, is inadequate to supply the demand; therefore,

*Be it Resolved*, By the House (the Senate concurring), That the Secretary of State be instructed to have a second edition of 2,000 copies printed at as early a date as practicable, 500 copies of which shall be distributed to the libraries of graded schools and the remaining 1,500 to be disposed of as the present Legislature may direct.

Which has passed the House and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

On motion of Mr. Milnes,

The concurrent resolution was referred to the committee on finance and appropriations.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 20, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 360 (file No. 173), entitled

A bill to amend section 7 of act No. 328 of the session laws of 1875, as amended by act No. 311 of the local acts of 1879, being an act entitled "An act to incorporate the village of Vandalia."

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 19, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 514 (file No. 179), entitled

A bill to amend section 1 of chapter 169 of the compiled laws of 1871, being compiler's section No. 6209 of Howell's annotated statutes, relative to marriage and the solemnization thereof.

2. House bill No. 163 (file No. 171), entitled

A bill to amend section 590, of chapter 10, of the compiled laws of 1871, as amended by act number 103, of the laws of 1881, being compiler's section 619 of Howell's annotated statutes, relative to the duties of county surveyors.

3. House bill No. 347 (file No. 181), entitled

A bill to authorize the county of Charlevoix to build and maintain a bridge across Bear lake in said county.

4. House bill No. 571 (file No. 170), entitled

A bill to amend section 16 of an act numbered 313 of the session laws of 1887, entitled "An act to provide for the taxation and regulation of the business of manufacturing, selling, keeping for sale, furnishing, giving or delivering of spirituous and intoxicating liquors and malt, brewed or fermented liquors and vinous liquors in this State, and to repeal all acts or parts of acts inconsistent with the provisions of this act."

5. House bill No. 88 (file No. 177), entitled

A bill to provide for the recording of certain papers in the office of the register of deeds, and the payment of the fees therefor.

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on State affairs.

The third named bill was read a first and second time by its title, and referred to the committee on roads and bridges.

The fourth named bill was read a first and second time by its title, and referred to the committee on liquor traffic.

The fifth named bill was read a first and second time by its title, and referred to the committee on State affairs.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 19, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit to the Senate the following bill:

House bill No. 547 (file No. 147), entitled

A bill to confirm deeds and instruments intended for the conveyance of real estate in certain cases.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on judiciary.

#### MOTIONS AND RESOLUTIONS.

Mr. Milnes moved to take from the table

Senate bill No. 52, entitled

A bill to amend section 31 of an act entitled "An act to authorize the sale of the Southern Railroad and to incorporate the Michigan Southern Railroad Company, approved May 9, 1846."

Which motion prevailed.

On motion of Mr. Milnes,

The bill was referred to the committee on railroads and ordered printed for the use of the committee.

Mr. Den Herder moved to take from the table

House joint resolution No. 5 (file No. 7), entitled

Joint resolution asking the State of Michigan to release all her right, title and interest of the following described lands to Charles Ellis, William Ellis, and Byron Ellis, to wit: The south half of the southeast quarter of the northwest quarter of section 16, town 9 north, range 16 west, in Muskegon county.

Which motion prevailed.

On motion of Mr. Den Herder,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the joint resolution was placed on its immediate passage.

The joint resolution was read a third time, and pending the taking the of the vote thereon,

Mr. Fox moved that the same be referred to the committee on public lands,

Which motion prevailed.

#### THIRD READING OF BILLS.

Senate bill No. 115 (file No. 64), entitled

A bill to amend section 9 of act No. 149 of the public acts of 1881, being an act to provide for the adoption and use of a standard form of fire insurance policies.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,  
Barringer,  
Berry,

Mr. Gilmore,  
Griffey,  
Grosfield,

Mr. Leavitt,  
McCormick,  
Milnes,

Mr. Rentz,  
Taylor,  
Toan,

Mr. Chapman, Den Herder, Fox, Galbraith,	Mr. Gurney, Harshaw, Holbrook,	Mr. Nagel, Palmer, Ranney,	Mr. Wisner, President <i>pro tem.</i> , 24
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NAYS.

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Title agreed to.

On motion of Mr. Holbrook,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 65 (file No. 27), entitled

To amend section 10 of chapter 12 of the compiled laws of 1871, being compiler's section 679 of Howell's annotated statutes of Michigan, relative to the election of overseers of highways.

Was read a third time, and pending the taking of the vote thereon,

Mr. Den Herder, by unanimous consent, moved to amend the bill as follows:

By inserting in line three of section ten after the words "where the overseer is chosen" the words "or an elector of the township having taxable property in such district."

Which motion prevailed and the bill was so amended.

The bill having been read a third time, and the question being upon its passage, the bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Babcock, Barringer, Berry, Blackwell, Chapman, Den Herder,	Mr. Fox, Galbraith, Gilmore, Griffey, Grosfield, Gurney,	Mr. Harshaw, Holbrook, Leavitt, McCormick, Milnes, Nagel,	Mr. Ranney, Rentz, Taylor, Toan, President <i>pro tem.</i> , 23
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NAYS.

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Title agreed to.

On motion of Mr. Den Herder,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 280, entitled

A bill to prohibit the hunting, pursuing or killing of rabbits by ferrets in the county of Lenawee, in the State of Michigan.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Babcock, Barringer, Berry, Chapman, Fox,	Mr. Galbraith, Gilmore, Griffey, Grosfield, Gurney,	Mr. Harshaw, Leavitt, McCormick, Milnes, Nagel,	Mr. Palmer, Ranney, Rentz, Taylor, Toan, 20
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## NAYS.

Mr. Den Herder, Mr. Holbrook,

2

Title agreed to.

Mr. Barringer moved to take from the table

Senate bill No. 254 (file No. 57), entitled

A bill to provide for building bridges situated partly in more than one township, or in one township or more than one, and partly in a city or incorporated village, when any such township, city or village shall be unwilling to join in or contribute to the building thereof,

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, it was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Harshaw,	Mr. Ranney,
Barringer,	Galbraith,	Leavitt,	Rentz,
Berry,	Gilmore,	McCormick,	Taylor,
Blackwell,	Griffey,	Milnes,	Toan,
Chapman,	Grosfield,	Nagel,	Wisner,
Den Herder,	Gurney,	Palmer,	President
			<i>pro tem.</i> , 24

## NAYS.

0

Title agreed to.

On motion of Mr. Barringer.

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

## GENERAL ORDER.

On motion of Mr. Milnes,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Berry to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

## I.

House bill No. 208 (file No. 89), entitled

A bill to amend section 5264 of the compiled laws of 1871, being section 6829 of Howell's annotated statutes of Michigan, relative to issuing and return of short summons in justice courts.

House bill No. 256 (file No. 109,) entitled

A bill to amend sections 1 and 2 of act No. 276 of the public acts of 1887, entitled "An act to require security to be given on staying proceedings upon verdicts and judgments in the circuit courts of this State."

House bill No. 243 (file No. 141), entitled



A bill to amend compiler's section No. 614 of the revised statutes of 1871, the same being compiler's section 644 of Howell's annotated statutes of Michigan, relative to the time when the term of county officers shall commence.

House bill No. 216 (file No. 90), entitled

A bill fixing the time when liens created by levy of execution on real estate shall expire.

House bill No. 63 (file No. 35), entitled

A bill to amend section two of act No. 137 of the public acts of 1883, entitled "An act to specify certain duties of health officers and provide for compensation therefor, in townships, cities and villages where the health officer is not otherwise instructed by the local board of health," approved June 1, 1883.

House bill No. 227 (file No. 159), entitled

A bill to amend and revise an act entitled "An act to provide for the construction and maintenance of macadamized roads in Bay county," approved April 24, 1883, being act No. 278 of the local acts of the State of Michigan for the year 1883, as amended by act No. 350 of the local acts of the State of Michigan for the year 1885, and as amended by act number 396 of the local acts of the State of Michigan for the year 1887.

House bill No. 461, (file No. 108), entitled

A bill to amend section 1 of act No. 157 of the session laws of 1881, entitled "An act to authorize the incorporation of a Michigan millers' mutual fire insurance company," approved May 19, 1881, being section 4309 of Howell's annotated statutes, as amended by act No. 7 of the session laws of 1885.

House bill No. 440, (file No. 154), entitled

A bill to amend sections 1657 and 1659 of the compiled laws of 1871, being compiler's sections 1619 and 1621 of Howell's annotated statutes, relative to rate of toll for grinding

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

House bill No. 293 (file No. 117), entitled

A bill to authorize the incorporation of pipe line companies for the transportation of oil, petroleum and gas.

House bill No. 62 (file No. 34), entitled

A bill to amend section 43 of chapter 46 of the compiled laws of 1871, relative to the public health, being compiler's section 1675 of Howell's annotated statutes, as amended by act No. 11 of the public acts of 1883, approved March 17, 1883.

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

JOHN G. BERRY, *Chairman.*

Report accepted.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Berry,

The Senate concurred in the amendments made to the second named bills, and the same were placed on the order of third reading of bills.

The Senate resumed the order of

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 20, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill :  
House bill No. 214, entitled

A bill to provide for the construction and maintenance of stone, gravel, macadamized and dirt roads in the county of Saginaw, and to raise one hundred thousand dollars therefor by issuing bonds,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and

Pending its reference,

On motion of Mr. Wisner,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows :

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Harshaw,	Mr. Rentz,
Barringer,	Galbraith,	Leavitt,	Taylor,
Berry,	Gilmore,	Milnes,	Toan,
Blackwell,	Griffey,	Nagel,	Wisner,
Chapman,	Grosfield,	Palmer,	President
Den Herder,	Gurney,	Ranney,	<i>pro tem.,</i>
Dunstan,			24

#### NAYS.

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Title agreed to.

On motion of Mr. Wisner,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The President *pro tem.*, also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 20, 1889. }

*To the President of the Senate:*

Sir—I am instructed by the House to transmit the following entitled bill:  
House bill No. 320 (file No. 207), entitled

A bill to incorporate the city of Ironwood, in the county of Gogebic.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on cities and villages.

On motion of Mr. Den Herder,

Leave of absence was granted to himself for the rest of this week.

The Senate resumed the order of

#### PRESENTATION OF PETITIONS.

No. 377. By Mr. Harshaw: Petition of the town board of Ossineke, Alpena county, asking passage of law to allow said township to issue bonds to pay outstanding indebtedness.

Referred to the committee on counties and townships.

No. 378. By Mr. Gilmore: Petition of O. H. Crane, Fred Bay, H. B. Waldby and other citizens of Lenawee county, requesting the passage of the bill relative to the construction of fish shutes.

Referred to the committee on fisheries.

On motion of Mr. Gurney,

The Senate adjourned.

*Lansing, March 21, 1889.*

The Senate met and was called to order by the President *pro tem.* at 2 o'clock P. M.

Prayer by the Rev. Mr. Callen.

Roll called: a quorum present.

#### PRESENTATION OF PETITIONS.

No. 379. By mail to the president *pro tem.* Petition of the W. C. T. U. of Battle Creek for municipal suffrage.

By unanimous consent,

The petition was read at length and spread at large on the Journal, as follows:

BATTLE CREEK, MICH., March 19, '1889.

*To the Members of the Michigan Senate:*

The Woman's Christian Temperance Union of Battle Creek, by unanimous vote, respectfully petition your Honorable Body to pass the bill granting municipal suffrage to women.

EMMA A. ANDREW, *Secretary.*

MARY A. CHAPIN, *President.*

Referred to the committee on elections.

No. 380. By Mr. Dunstan: Remonstrance of citizens of Ontonogon county against the division of the 12th judicial circuit.

Referred to the committee on judiciary.

No. 381. By Mr. Dunstan: Remonstrance of citizens of Ontonogon county against the proposed division of the 12th judicial circuit.

Referred to the committee on judiciary.

No. 382. By Mr. Dunstan: Petition of N. W. Haire and others, school officers and teachers of Ontonogon county, in favor of the township school system bill.

Referred to the committee on education and public schools.

#### REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following:

1. Senate bill No. 199 (file No 59), entitled

A bill to amend sections 2 and 3 of act No. 500 of the local acts of 1887, approved June 8, 1887, being "An act to incorporate the city of Marine City in the county of St. Clair," and to repeal act No. 328 of the local acts of 1885, entitled "An act to re-incorporate the village of Marine City," approved April 23, 1885.

2. Senate bill No. 62 (file No. 23), entitled

A bill providing for the appointment, defining the duties, and fixing the compensation of a stenographer for the first judicial circuit of the State of Michigan.

C. G. GRIFFEY,  
*Acting Chairman.*

Report accepted.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred Senate bill No. 116, entitled

A bill to incorporate the public schools of the townspip of Burt, in the county of Alger,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. O. BLACKWELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Blackwell,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Gurney,	Mr. Rentz,
Barringer,	Galbraith,	Holbrook,	Taylor,
Berry,	Giddings,	Leavitt,	Toan,
Blackwell,	Gilmore,	Milnes,	Wesselius,
Chapman,	Green,	Nagel,	Wisner,
Colgrove,	Griffey,	Palmer,	President
Dunstan,	Grosfield,	Ranney,	<i>pro tem.</i> , 27

#### NAYS.

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Title agreed to.

On motion of Mr. Blackwell,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred Senate bill No. 54, entitled

A bill to provide for uniformity of text books in the primary schools of Huron county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. O. BLACKWELL, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on finance and appropriations:

The committee on finance and appropriations, to whom was referred the following concurrent resolution:

WHEREAS, The edition of the Legislative Manual for 1889, issued in conformity to law, is inadequate to supply the demand; therefore,

*Be it Resolved*, By the House (the Senate concurring), That the Secretary of State be instructed to have a second edition of 2,000 copies printed at as

early a date as practicable, 500 copies of which shall be distributed to the libraries of graded schools and the remaining 1,500 to be disposed of as the present Legislature may direct,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it be adopted, *Provided*, The members of the Legislature desire the same number of Manuals as they had last session, and ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Chapman,

The report and resolution were adopted.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 449, entitled

A bill to incorporate the village of Merrill in Saginaw county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 644, entitled

A bill to amend section 3 of chapter 3, sections 3 and 36 of chapter 6 section 1 chapter 10, entire chapter 16 and section 9 of chapter 28 of act No. 223 of the local acts of 1883, entitled "An act to incorporate the city of St. Ignace," approved March 14, 1883,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Ranney,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Blackwell,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Harshaw,	Mr. Rentz,
Barringer,	Giddings,	Holbrook,	Taylor,
Berry,	Gilmore,	Leavitt,	Toan,

Mr. Blackwell,	Mr. Gorman,	Mr. Milnes,	Mr. Wesselius,
Chapman,	Green,	Nagel,	Wisner,
Colgrove,	Griffey,	Palmer,	President
Dunstan,	Grosfield,	Ranney,	<i>pro tem.</i> ,
Fox,	Gurney,		29

## NAYS.

0

Title agreed to.

On motion of Mr. Blackwell,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and vallages to whom was referred

Senate bill No. 148, entitled

A bill to incorporate the city of Chevalier in the county of Iosco and to repeal all acts and parts of acts inconsistent therewith,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to incorporate the city of Au Sable in the county of Iosco and to repeal all acts and parts of acts inconsistent therewith,

And state that the committee could not agree upon a report and therefore report without recommendation, and ask to be discharged from the further consideration of the subject.

R. RANNEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Ranney,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

House bill No. 323 (file No. 15), entitled

A bill to amend act No. 91 of session laws of 1887, entitled "An act to authorize the formation of corporations for the purpose of improving rivers which form in whole or in part, the boundary between this and any adjoining State, and their tributaries, and for driving, sorting, holding and delivering logs thereon," approved April 26, 1887, and to add a new section thereto, to stand as section 14.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

F. B. GALBRAITH, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Galbraith,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred House bill No. 349 (file No. 190), entitled

A bill to authorize the city of Grand Rapids to borrow money and issue its bonds to an amount not exceeding the sum of eighty thousand dollars, for the purpose of substituting iron for wooden pipe, erecting a stand-pipe, connecting the same with the pumping works, and otherwise improving the water works system of said city.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

F. B. GALBRAITH, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wesselius,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Gurney,	Mr. Rentz,	
Barringer,	Galbraith,	Harshaw,	Taylor,	
Berry,	Giddings,	Leavitt,	Toan,	
Blackwell,	Gilmore,	Nagel,	Wesselius,	
Chapman,	Green,	Palmer.	Wisner,	
Colgrove,	Griffey,	Ranney,		25
Dunstan,	Grosfield,			

#### NAYS.

Mr. Holbrook,	Mr. Milnes,		2
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Title agreed to.

On motion of Mr. Wesselius,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

#### MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE,  
Lansing, March 21, 1889. }

To the Senate :

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 62 (file No. 23), entitled

An act providing for the appointment, defining the duties and fixing the compensation of a stenographer for the first judicial circuit of the State of Michigan.

C. G. LUCE,  
*Governor.*

The message was laid on the table.



The President *pro tem.* also announced the following:

EXECUTIVE OFFICE, }  
Lansing, March 8, 1889. }

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 143, being

An act to incorporate the village of Mancelona, Antrim county.

C. G. LUCE,  
Governor.

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 20, 1889. }

*To the President of the Senate:*

Sir—I am instructed by the House to transmit the following entitled bill:  
House bill No. 283 (file No. 172), entitled

A bill to amend section 2 of act No. 328 of the session laws of 1875, entitled  
“An act to incorporate the village of Vandalia,” as amended by act No. 311 of the session laws of 1879.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on cities and villages.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 21, 1889. }

*To the President of the Senate:*

Sir—I am instructed by the House to transmit the following entitled bill:

House bill No. 137 (file No. 205), entitled

A bill making an appropriation for the current expenses of the Michigan Soldiers' Home and other expenses necessary to the maintenance and improvement thereof for the years 1889 and 1890,

Which has passed the House by a majority vote of all the members elect and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on Soldiers' Home.

## THIRD READING OF BILLS.

House bill No. 208 (file No. 89), entitled

A bill to amend section 5264, of the compiled laws of 1871, being section 6829, of Howell's annotated statutes of Michigan, relative to issuing and return of short summons in justice courts,

Was read a third time and the question being upon its passage, pending the taking of the vote thereon,

Mr. Colgrove moved to strike out the enacting clause thereof,

Which motion did not prevail.

The question being upon its passage, pending the taking of the vote thereon,

On motion of Mr. Milnes,

The bill was laid on the table.

House bill No. 256 (file No. 109), entitled

A bill to amend sections one and two of act No. 276 of the public acts of 1887, entitled "An act to require security to be given on staying proceedings upon verdicts and judgments in the circuit courts of this State,"

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

## YEAS.

Mr. Berry,	Mr. Gorman,	Mr. Leavitt,	Mr. Taylor,
Chapman,	Green,	Milnes,	Toan,
Colgrove,	Griffey,	Nagel,	Wesselius,
Dunstan,	Grosfield,	Palmer,	Wisner,
Fox,	Gurney,	Ranney,	President
Giddings,	Harshaw,	Rentz,	<i>pro tem.</i> ,
Gilmore,	Holbrook,		25

## NAYS.

0

Title agreed to.

House bill No. 243 (file No. 141), entitled

A bill to amend compiler's section No. 614 of the revised statutes of 1871, the same being compiler's section 644 of Howell's annotated statutes of Michigan, relative to the time when the term of county officers shall commence,

Was read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Babcock,	Mr. Gilmore,	Mr. Leavitt,	Mr. Taylor,
Berry,	Gorman,	Milnes,	Toan,
Chapman,	Green,	Nagel,	Wesselius,
Colgrove,	Griffey,	Palmer,	Wisner,
Dunstan,	Grosfield,	Ranney,	President
Fox,	Gurney,	Rentz,	<i>pro tem.</i> ,
Giddings,	Holbrook,		25

## NAYS.

0

The question being on agreeing to the title,

Mr. Palmer moved to amend the title as follows:

By striking out of line 1 "revised statutes" and inserting in lieu thereof "compiled laws,"

Which motion prevailed.

The title as amended was then agreed to.

House bill No. 216 (file No. 90), entitled

A bill fixing the time when liens created by levy of execution on real estate shall expire,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Harshaw,	Mr. Rentz,
Berry,	Gilmore,	Holbrook,	Taylor,
Chapman,	Gorman,	Leavitt,	Toan,
Colgrove,	Green,	Milnes,	Wesselius,
Dunstan,	Griffey,	Nagel,	Wisner,
Fox,	Grosfield,	Palmer,	President
Galbraith,	Gurney,	Ranney,	<i>pro tem.</i>

27

## NAYS.

0

Title agreed to.

House bill No. 63 (file No. 35), entitled

A bill to amend Sec. 2 of act No. 137 of the public acts of 1883, entitled "An act to specify certain duties of health officers and to provide for compensation therefor in townships, cities and villages, where the health officer is not otherwise instructed by the local board of health," approved June 1, 1883,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Gilmore,	Mr. Holbrook,	Mr. Rentz,
Berry,	Gorman,	Leavitt,	Taylor,
Chapman,	Green,	Milnes,	Toan,
Colgrove,	Griffey,	Nagel,	Wesselius,
Fox,	Grosfield,	Palmer,	Wisner,
Galbraith,	Gurney,	Ranney,	President
Giddings,	Harshaw,		<i>pro tem.</i>

26

## NAYS.

0

Title agreed to.

House bill No. 227 (file No. 159), entitled

A bill to amend and revise an act entitled "An act to provide for the construction and maintenance of macadamized roads in Bay county," approved April 24, 1883, being act No. 278 of the local acts of the State of Michigan for the year 1883, as amended by act No. 350 of the local acts of the State of Michigan for the year 1885, and as amended by act No. 396 of the local acts of the State of Michigan for the year 1887,

Was read a third time, and pending the taking of the vote thereon,

Mr. Leavitt, by unanimous consent, moved to amend the bill as follows:

1. By striking out of line five of section seven the words "except for the said roads and no money shall be raised."

2. By striking out of line six of section seven the words "by said board of supervisors."

Which motion prevailed and the bill was so amended.

The bill was then passed, a majority of all Senators elect voting therefor, by yeas and nays, as follows:

## YEAS,

Mr. Babcock,	Mr. Giddings,	Mr. Harshaw,	Mr. Rentz,
Berry,	Gilmore,	Leavitt,	Taylor,
Chapman,	Green,	Milnes,	Toan,
Colgrove,	Griffey,	Nagel,	Wisner,
Dunstan,	Grossfield,	Palmer,	President
Fox,	Gurney,	Ranney,	<i>pro tem.,</i>
Galbraith,			24

## NAYS.

0

Title agreed to.

On motion of Mr. Leavitt,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 461, (file No. 168), entitled

A bill to amend section 1 of act No. 157 of the session laws of 1881, entitled, "An act to authorize the incorporation of a Michigan Millers' Mutual Fire Insurance Company," approved May 19, 1881, being section 4309 of Howell's annotated statutes, as amended by act No. 7 of the session laws of 1885.

Was read a third time, and pending the taking of the vote thereon,

Mr. Taylor, by unanimous consent, moved to amend the bill as follows:

By striking out of line 4 of section 1 the word "primarily," and inserting the same after the word "consist" in the same line,

Pending which, Mr. Milnes moved that the bill be laid on the table,

Which motion did not prevail.

The amendment was then not agreed to.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Harshaw,	Mr. Ranney,
Berry,	Gilmore,	Holbrook,	Rentz,
Chapman,	Green,	Leavitt,	Toan,
Colgrove,	Griffey,	Milnes,	Wisner,
Fox,	Grossfield,	Nagel,	President,
Galbraith,	Gurney,	Palmer,	<i>pro tem.,</i>
			23

## NAYS.

Mr. Taylor,

Title agreed to.

On motion of Mr. Chapman,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 440 (file No. 154), entitled

A bill to amend sections 1657 and 1659 of the compiled laws of 1871, being compiler's sections 1619 and 1621 of Howell's annotated statutes relative to rate of toll for grinding,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Gurney,	Mr. Palmer,
Berry,	Giddings,	Harshaw,	Ranney,
Blackwell,	Gilmore,	Holbrook,	Taylor,
Chapman,	Green,	Leavitt,	Toan,
Colgrove,	Griffey,	Milnes,	Wisner,
Fox,	Grosfield,	Nagel,	President
			<i>pro tem.</i> , 24

## NAYS.

0

Title agreed to.

On motion of Mr. Chapman,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 62 (file No. 34), entitled

A bill to amend section 43 of chapter 46 of the compiled laws of 1871, relative to the public health, being compiler's section 1675 of Howell's Annotated Statutes, as amended by Act No. 11 of the public acts of 1883, approved March 17, 1883,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Harshaw,	Mr. Ranney,
Berry,	Gilmore,	Holbrook,	Taylor,
Blackwell,	Green,	Leavitt,	Toan,
Chapman,	Griffey,	Milnes,	Wisner,
Colgrove,	Grosfield,	Nagel,	President
Fox,	Gurney,	Palmer,	<i>pro tem.</i> , 24
Galbraith,			

## NAYS.

0

Title agreed to.

House bill No. 293 (file No. 117), entitled

A bill to authorize the incorporation of pipe line companies for the transportation of oil, petroleum and gas,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Harshaw,	Mr. Ranney,
Berry,	Gilmore,	Holbrook,	Taylor,
Blackwell,	Green,	Leavitt,	Toan,
Chapman,	Griffey,	Milnes,	Wisner,

Mr. Colgrove,  
Fox,

Mr. Grosfield,  
Gurney,

Mr. Nagel,  
Palmer,

Mr. President  
*pro tem.*, 23

NAYS.

0

Title agreed to.

On motion of Mr. Grosfield,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

#### MOTIONS AND RESOLUTIONS.

Mr. Taylor moved that the use of the Senate Chamber for this evening be granted certain gentlemen for the discussion of the bill providing for inspection of beef,

Which motion prevailed.

#### GENERAL ORDER.

On motion of Mr. Harshaw,

The Senate went into committee of the whole on the general order,

Whereupon the President called Mr. Gilmore to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

House bill No. 118 (file No. 128), entitled

A bill to amend section 15 of article 4 of Act No. 198, session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and fix the duties and liabilities of all railroads and other corporations owning or operating any railroad in this State, and the several acts amendatory thereof," being section 3377 of Howell's annotated statutes, as amended by act No. 234, public acts of 1885, approved June 10, 1885, and Act No. 261, public acts of 1887, approved June 27, 1887.

Senate bill No 148, entitled

A bill to incorporate the city of Au Sable in the county of Iosco, and to repeal all acts and parts of acts inconsistent therewith,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

A. D. GILMORE, *Chairman.*

Report accepted.

On motion of Mr. Gilmore,

The Senate concurred in the amendments made to the above named bills, and the same were placed on the order of third reading of bills.

On motion of Mr. Dunstan,

The Senate adjourned.

*Lansing, March 22, 1889.*

The Senate met and was called to order by the President *pro tem.* at 2 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Galbraith and Griffey.

On motion of Mr. Palmer,

Leave of absence was granted to Mr. Galbraith for the day.

On motion of Mr. Dunstan,

Leave of absence was granted to Mr. Griffey indefinitely, on account of illness in his family.

#### PRESENTATION OF PETITIONS.

No. 383. By Mr. Blackwell: Remonstrance of Peter Cameron and 12 other butchers and provision dealers against the passage of the bill for the inspection of beef on the hoof.

Referred to the committee on agricultural interests.

No. 384. By Mr. Green: Petition of R. M. Munsell, A. J. Doherty, C. L. Bigley and 42 other citizens of Clare county, relative to setting apart certain lands on Wild Fowl Bay for public shooting grounds.

Referred to the committee on public lands.

#### REPORTS OF STANDING COMMITTEES.

By the committee on finance and appropriations:

The committee on finance and appropriations, to whom was referred

House bill No. 277 (file No. 150), entitled

A bill to appropriate to the Mining School at Houghton the sum of five thousand dollars towards the maintenance and support of the Mining School at Houghton, in the county of Houghton, Michigan, during the year 1889,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on military affairs:

The committee on military affairs, to whom was referred

Senate bill No. 328, entitled

A bill to authorize the leasing of public buildings or parts thereof, in this State, to Grand Army posts, at a nominal rent,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. MILNES, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on military affairs:

The committee on military affairs, to whom was referred

Senate bill No. 327, entitled

A bill to amend sections 3 and 7 of the public acts of 1883, entitled "An act to incorporate the Grand Army of the Republic, department of Michigan, and subordinate posts of the Grand Army of the Republic," approved April 21, 1883, as amended by acts number 155 of the public acts of 1887, approved June 7, 1887,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. MILNES, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report, as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 267 (file No. 55), entitled

A bill to amend chapter six of act No. 337 of the local acts of 1883, entitled "An act to incorporate the city of Kalamazoo and to repeal an act entitled 'An act to re-incorporate the village of Kalamazoo' and to repeal all inconsistent acts and parts of acts approved March 15, 1861, as amended by the several acts amendatory thereof," approved June 8, 1883, as amended by act No. 450 of the local acts of 1887, approved April 27, 1887, by adding four new sections to said chapter to stand as sections 6, 7, 8 and 9 thereof; and to amend sections 11 and 24 of chapter 17 of said act; and to amend section 5 of chapter 18 of said act; and to amend section 10 of chapter 23 of said act; and to amend sections 1, 2, 3, 4, 5, 6 and 7 of chapter 23 of said act, and to add four new sections thereto to stand as sections 8, 9, 10 and 11 thereof.

JAS W. McCORMICK, *Chairman*.

Report accepted.

By the committee on elections:

The committee on elections, to whom was referred

Senate bill No. 375, entitled

A bill to amend sections 1 to 10, inclusive of Act No. 253, of the local acts of 1887, entitled "An act providing for two voting precincts for the township of Calumet, in the county of Houghton, defining the limits thereof, providing for a new registration of the voters thereof, and determining who shall be inspectors of election therein,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend sections 1, 2, 3, 4, 5, 6, 8 and 9, of local act No. 253, of session laws 1877, entitled "An act providing for two voting precincts for the township of Calumet, in the county of Houghton, defining the limits thereof, providing for a new registration of the voters thereof, and determin-



ing who shall be inspectors of election therein," approved March 20, 1877, Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

ROSWEELL LEAVITT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Dunstan,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

On motion of Mr. Dunstan,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

YEAS.

27

Mr. Babcock,	Mr. Giddings,	Mr. Holbrook,	Mr. Rentz,
Barringer,	Gilmore,	Leavitt,	Taylor,
Berry,	Gorman,	McCormick,	Toan,
Blackwell,	Green,	Milnes,	Wesselius,
Chapman,	Grosfield,	Nagel,	Wisner,
Dunstan,	Gurney,	Palmer,	President
Fox,	Harshaw,	Ranney,	<i>pro tem.,</i> 27

NAYS.

0

Title agreed to.

On motion of Mr. Dunstan,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

House bill No. 347 (file No. 181), entitled

A bill to authorize the county of Charlevoix to build and maintain a bridge across Bear Lake, in said county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ROSWEELL LEAVITT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Leavitt,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Leavitt,	Mr. Rentz,
Barringer,	Gorman,	McCormick,	Taylor,
Berry,	Green,	Milnes,	Toan,
Blackwell,	Grosfield,	Nagel,	Wesselius,

Mr. Chapman,  
Dunstan,  
Fox,

Mr. Gurney,  
Harshaw,  
Holbrook,

Mr. Palmer,  
Ranney,

Mr. Wisner,  
President  
*pro tem.*, 26

NAYS.

0

Title agreed to.

On motion of Mr. Leavitt,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE,  
Lansing, March 19, 1889. }

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 79 (file No. 22), being

An act to repeal act No. 157 of the public acts of 1887, entitled "An act to amend section 1 of act No. 43 of the laws of 1873, the same being compiler's section 9188 of Howell's annotated statutes relative to the fraudulent removal or embezzlement of property leased or under contract of purchase, and to repeal section 2 of said act, the same being compiler's section 9189 of Howell's annotated statutes."

C. G. LUCE,  
Governor.

The message was laid on the table.

The President *pro tem.* also announced the following:

EXECUTIVE OFFICE,  
Lansing, March 21, 1889. }

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 199 (file No. 59), being

An act to amend section 2 and section 3 of act No. 500 of the local acts of 1887, approved June 8, 1887, being "An act to incorporate the city of Marine City, in the county of St. Clair, and to repeal act No. 328 of the local acts of 1885, entitled 'An act to re-incorporate the village of Marine City,' approved April 23, 1885."

C. G. LUCE, Governor.

The message was laid on the table.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES,  
Lansing, March 21, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

*Resolved* (the Senate concurring), That when the Legislature adjourns on Friday, March 29, it stand adjourned until Tuesday, April 2, at 9.30 o'clock P. M.,

Which has passed the House and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,  
On motion of Mr. Blackwell,  
The resolution was laid on the table.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 15, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

WHEREAS, The Merchants and Manufacturers' Exchange of Detroit have unanimously passed a resolution whereby they "express the earnest hope that the necessity of the erection of a winter bridge will be carefully and fully considered by the Senate and House of Representatives of the State of Michigan so as to insure the speedy passage of the necessary legislation by Congress to accomplish the work;" and

WHEREAS, The common council of the city of Detroit has also passed resolutions in favor of such a bridge; and

WHEREAS, The business interests of the State of Michigan have been seriously jeopardized by the doubtful means of river transportation during the winter months and passengers and freight of all kinds delayed, and the traffic drawn to other routes disadvantageous to the State of Michigan;

*Resolved,* By the Senate and House of Representatives of the State of Michigan, That the projection of the construction of such a bridge, to be used only in winter when navigation is closed, is hereby approved, and the Congress of the United States is respectfully urged, in the interests of the State of Michigan, to grant the necessary charter for the construction of the bridge.

Which has passed the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,  
On motion of Mr. Blackwell,  
The resolution was referred to the committee on roads and bridges.  
The Senate resumed the order of

#### REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred  
House bill No. 139 (file No. 62), entitled

A bill relative to the Board of County Auditors for the county of Wayne, and to their powers, duties and compensation,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompany-

ing amendment, recommending that the amendment be concurred in, and that the bill when so amended, do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 129, entitled

A bill to provide for the purchase and distribution of a volume containing the general laws of this State with a digest of court decisions thereon and to be known as volume 3 of Howell's annotated statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Wesselius moved that a respectful message be sent to the House, requesting the return to the Senate of

House bill No. 266 (file No. 113), entitled

A bill to amend section 1 of act number 124, session laws of 1869, entitled "An act to revise and consolidate the several acts relating to the protection of game, and for the better preservation of elk, deer, birds and wild fowl," approved April 3, 1869, and all subsequent amendments of said section, the same being section 2198 of Howell's annotated statutes, as amended by act number 256, session laws of 1887, approved June 25th, 1887.

Which motion prevailed.

#### THIRD READING OF BILLS.

Senate bill No. 148, entitled

A bill to incorporate the city of Au Sable, in the county of Iosco, and to repeal all acts and parts of acts inconsistent therewith.

Pending third reading of which,

On motion of Mr. Harshaw,

The bill was laid on the table.

House bill No. 118 (file No. 128), entitled

A bill to amend sec. 15 of article 4 of act No. 198, session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and fix the duties and liabilities of all railroads and other corporations owning or operating any railroad in this State, and the several acts amendatory thereof," being sec. 3377 of Howell's annotated statutes, as amended by act No. 234, public acts of 1885, approved June 10, 1885, and act No. 261, public acts of 1887, approved June 27, 1887,

Was read a third time, and pending the taking of the vote thereon,

Mr. Chapman, by unanimous consent, moved to amend the bill as follows: By striking out of line 32 of section 15 the word "written" as heretofore inserted.

Which motion prevailed and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. McCormick,	Mr. Taylor,
Barringer,	Gorman,	Milnes,	Toan,
Berry,	Gurney,	Nagel,	Wesselius,
Blackwell,	Harshaw,	Palmer,	Wisner,
Chapman,	Holbrook,	Ranney,	President
Fox,	Leavitt,	Rentz,	<i>pro tem.</i> , 23

## NAYS.

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Title agreed to.

On motion of Mr. Wesselius,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The Senate resumed the order of

## MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 22, 1889. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 248, entitled

A bill to amend sections 7, 51, 52, 53, 54, 62, 72, 75, 78, 85, 115 and 120 of act No. 92 of session laws of 1861, entitled an act to incorporate the city of Pontiac, as amended by several acts amendatory thereof, and to add one new section to said act, to stand as section 204; also to amend sections 189, 190, 191 and 192 as added to said act 192 of the session laws of 1861, by act 371 of the session laws of 1885, entitled An act to amend sections 4, 7, 51, 52, 75 and 116 of act 192 of the session laws of 1861, entitled an act to incorporate the city of Pontiac, approved March 15, 1861, as amended by the several acts amendatory thereto, and to add 15 new sections to stand as sections 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202 and 203.

And to inform the Senate that the House has amended the bill as follows:

1st, by adding the word "three" after the word "section" in the first line of section 1 on page 1.

2d, by adding the following section to said bill, to be inserted immediately following section 1 on page 1, to stand as section 3 of the former act, and read as follows:

SEC. 3. The said city shall be divided into five wards. The first ward shall embrace all that portion of said city which is bounded as follows: Commencing at the center of Saginaw street, where

the same is crossed by the center of Pike street, and running thence westerly along the center of Pike street to Williams street; thence south along the center of Williams street to the center of Orchard Lake road; thence westerly along center of said road to the section line between sections 31 and 32; thence north to the section line between sections 30 and 31; thence west on said line to the western boundary of said city; thence south to said boundary to the southwest corner of said city; thence easterly along the southern boundary thereof to the section line between sections 32 and 33; thence north along said section line to the center of Saginaw street; thence northerly along the center of said street to the place of beginning. The second ward of said city shall embrace that portion thereof which is bounded as follows: Commencing at the northeast corner of said first ward and running thence easterly along the center of Pike street to the factory road, so called, thence southerly along said road to the Auburn road, so called; thence east along said road to the eastern boundary of said city; thence south on the eastern boundary of said city to the southern boundary thereof; thence west along said southern boundary to the first ward; thence northerly along the eastern boundary of said first ward to the place of beginning. The third ward of said city shall embrace all that portion of said city which is bounded as follows: Commencing at the northeast corner of said first ward and running thence northerly along the center of Saginaw street to the north end thereof; thence north to the northern boundary of said city; thence east along said boundary to the eastern boundary thereof; thence south along said eastern boundary to said second ward; and thence westerly along the north side of said second ward to the place of beginning. The fourth ward of said city shall embrace all that part of said city which is bounded on the east by the said third ward; on the north by the north boundary of said city; on the west by the west boundary of said city, and on the south from the junction of Huron street and Saginaw street westward along Huron street to Asylum avenue to the Elizabeth Lake road; thence along the Elizabeth Lake road to the city line; and the fifth ward of said city shall embrace the remaining territory of said city lying between the first ward on the south and the fourth ward on the north and bounded on the east by Saginaw street and on the west by the west limits of said city.

And further to inform the Senate that the House has amended the title of the bill by inserting in line one of the title after the word "sections" the word "three."

In the passage of which as thus amended and with the title so amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The question being on concurring in the amendments made by the House to the bill,

On motion of Mr. Blackwell,

The Senate concurred, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Gorman,	Mr. McCormick,	Mr. Taylor,
Barringer,	Grosfield,	Milnes,	Toan,
Berry,	Gurney,	Nagel,	Wisner,
Blackwell,	Harshaw,	Palmer,	President
Fox,	Holbrook,	Ranney,	<i>pro tem.</i>
Giddings,	Leavitt,	Rentz,	23

## NAYS.

0

The bill was referred to the committee on engrossment and enrollment for enrollment.

By unanimous consent,

Mr. Palmer moved to take from the table

House joint resolution No. 12 (file No. 4), entitled

Joint resolution authorizing the board of pharmacy to issue a certificate of a registered pharmacist to Bert M. Brown of Stevensville, Berrien county, Which motion prevailed.

On motion of Mr. Palmer,

The joint resolution was referred to the committee on public health.

Mr. Palmer moved to take from the table

House bill No. 253, entitled

A bill to provide funds to restrict the spread of dangerous communicable diseases,

Which motion prevailed.

On motion of Mr. Palmer,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

## GENERAL ORDER.

On motion of Mr. Milnes,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Blackwell to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

## I.

House bill No. 323 (file No. 115), entitled

A bill to amend act No. 91 of session laws of 1887, entitled "An act to authorize the formation of corporations for the purpose of improving rivers which form in whole or in part, the boundary between this and any adjoining State, and their tributaries, and for driving, sorting, holding and delivering logs thereon," approved April 26, 1887, and to add a new section thereto, to stand as section 14.

House bill No. 449, entitled

A bill to incorporate the village of Merrill in Saginaw county.

Senate bill No. 188 (file No. 77), entitled

A bill making appropriation for the purchase of a cooking range, two

washing machines, fire and lawn hose, dishes, bedding, books and stationery, tools and general repairs, and for the purchase of one sander, and for putting in dust arresters in certain shops at the State House of Correction and Reformatory at Ionia.

Senate bill No. 365 (file No. 78), entitled

A bill to detach certain territory from the township of Garfield, in the county of Grand Traverse, and attach the same to the township of Traverse in said county.

House bill No. 277 (file No. 150), entitled

A bill to appropriate to the mining school at Houghton the sum of \$5,000 dollars towards the maintenance and support of the mining school at Houghton in the county of Houghton, Michigan, during the year 1889.

House bill No. 139 (file No. 62), entitled

A bill relative to the board of county auditors for the county of Wayne, and to their powers, duties and compensation.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

Senate bill No. 13 (file No. 76), entitled

A bill to amend section 11 of chapter 239 of the compiled laws of 1871, as amended by act No. 189 of the laws of 1873, approved April 29, 1873, as amended by act No. 50 of the session laws of 1877, being section 7443 of the compiled laws of 1871, as amended by act No. 115 of the session laws of 1881, approved May 5, 1881, being section 11 of chapter 313, and compiler's section 9017 of Howell's annotated statutes, relative to fees of sheriffs in executing process issued out of the courts of law and equity, and by judicial and other officers and for other services.

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

A. O. BLACKWELL, *Chairman.*

Report accepted.

The first named bills were placed on the order of third reading of bill.

On motion of Mr. Blackwell,

The Senate concurred in the amendments made to the second named bill, and the same was placed on the order of third reading of bills.

The Senate resumed the order of

## MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 22, 1889. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following entitled bill:

1. House bill No. 244 (file No. 95), entitled

A bill to equalize and validate all the proceedings had concerning the issuing of certain bonds issued by the township of Briley, in the county of Mont-



morency, State of Michigan, for the purpose of paying the outstanding legal indebtedness of said township.

2. House bill No. 603 (file No. 208), entitled

A bill for the relief of Cornelius Dwyer, and providing that the property of his wife shall not be subject to the law of escheats.

3. House bill No. 674 (file No. 123), entitled

A bill to incorporate the city of Bessemer, in the county of Gogebic.

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and Pending its reference,

On motion of Mr. Berry,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was read a third time, and pending the taking of the vote thereon, Mr. Harshaw moved that the same be referred to the committee on counties and townships,

Which motion prevailed.

The second named bill was read a first and second time by its title, and referred to the committee on judiciary.

The third named bill was read a first and second time by its title, and referred to the committee on cities and villages.

By unanimous consent,

The Senate resumed the order of

### THIRD READING OF BILLS.

Senate bill No. 277 (file No. 150), entitled

A bill to appropriate to the mining school at Houghton the sum of five thousand dollars towards the maintenance and support of the mining school at Houghton in the county of Houghton, Michigan, during the year 1889.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Holbrook,	Mr. Rentz,
Barringer,	Gilmore,	Leavitt,	Taylor,
Berry,	Gorman,	McCormick,	Toan,
Blackwell,	Green,	Milnes,	Wesselius,
Chapman,	Grosfield,	Nagel,	Wisner,
Dunstan,	Gurney,	Palmer,	President
Fox,	Harshaw,	Ranney,	<i>pro tem.</i>

27

### NAYS.

0

Title agreed to.

On motion of Mr. Dunstan,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

#### MOTIONS AND RESOLUTIONS.

Mr. Babcock moved that when the Senate adjourn today it stand adjourned until Monday next at 8.30 o'clock P. M.

Pending which,

Mr. Chapman moved to amend by striking out "Monday next at 8.30 o'clock P. M.," and inserting in lieu thereof "tomorrow morning at 9 o'clock."

Pending which,

Mr. Milnes moved to amend the amendment so as to adjourn until to-morrow morning at 7 o'clock,

Which motion did not prevail.

The question then being on agreeing to the first named amendment,

Mr. Chapman demanded the yeas and nays.

The amendment was then not agreed to, a majority of all the Senators present not voting therefore, by yeas and nays, as follows:

#### YEAS.

Mr. Barringer,	Mr. Green,	Mr. McCormick,	Mr. President	
Chapman,	Holbrook,	Wesselius,	<i>pro tem.</i> ,	9
Gorman,	Leavitt,			

#### NAYS.

Mr. Babcock,	Mr. Gilmore,	Mr. Milnes,	Mr. Bentz,	
Berry,	Groesfield,	Nagel,	Taylor,	
Blackwell,	Gurney,	Palmer,	Toan,	
Fox,	Harshaw,	Ranney,	Wisner,	
Giddings,				17

The question recurring on the original motion,

Mr. Dunstan moved to amend so that when the Senate adjourn to-day, it stand adjourned until to-morrow morning at 10 o'clock,

Which motion did not prevail.

Mr. Ranney moved to amend so as to adjourn until Monday afternoon at 2 o'clock.

Which motion prevailed.

The original motion as amended then prevailed.

On motion of Mr. Leavitt,

The rules were suspended, two-thirds of all the Senators present voting therefor, and

Senate bill No. 365 (file No. 78), entitled

A bill to detach certain territory from the township of Garfield in the county of Grand Traverse, and attach the same to the township of Traverse in said county,

Was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Holbrook,	Mr. Rentz,
Barringer,	Gilmore,	Leavitt,	Taylor,
Berry,	Gorman,	McCormick,	Toan
Chapman,	Green,	Palmer,	Wianer,
Dunstan,	Gurney,	Ranney,	President
Fox,	Harshaw,		<i>pro tem,</i>

22

## NAYS.

0

Title agreed to.

On motion of Mr. Leavitt,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Harshaw,

Leave of absence was granted to himself until Thursday next.

Mr. Chapman moved to take from the table the following resolution:

*Resolved* (the Senate concurring), That when the Legislature adjourns on Friday, March 29, it stand adjourned until Tuesday, April 2, at 9:30 o'clock P. M.

Which motion prevailed.

The question being on concurring in the adoption of the resolution,

Mr. Dunstan moved to amend the resolution so as to read as follows:

*Resolved* (the Senate concurring), That when the Legislature adjourns on Wednesday, March 27, it stand adjourned until Wednesday, April 3, at 9:30 o'clock P. M.

On agreeing to which amendment,

Mr. Dunstan demanded the yeas and nays.

The amendment was then agreed to, a majority of all the Senators present voting therefor, by yeas and nays as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Gurney,	Mr. Nagel,
Berry,	Gorman,	Harshaw,	Rentz,
Blackwell,	Green,	Leavitt,	Toan,
Dunstan,	Grosfield,	McCormick,	Wisner,

16

## NAYS.

Mr. Barringer,	Mr. Gilmore,	Mr. Milnes,	Mr. Taylor,
Chapman,	Holbrook,	Ranney,	Pres. <i>pro tem.</i>

8

The question being on concurring in the adoption of the resolution as amended,

Mr. Chapman demanded the yeas and nays.

The resolution as amended was then adopted, a majority of all the Senators present voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Grosfield,	Mr. Nagel,
Berry,	Giddings,	Gurney,	Rentz,
Blackwell,	Gorman,	Harshaw,	Toan,
Colgrove,	Green,	McCormick,	Wisner,

16

## NAYS.

Mr. Barringer, Chapman, Gilmore,	Mr. Holbrook, Milnes,	Mr. Ranney, Taylor,	Mr. President <i>pro tem.</i> , 8
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On motion of Mr. Berry,

Leave of absence was granted to himself for Monday's session.

On motion of Mr. Grosfield,

The Senate adjourned.

The President *pro tem.* announced that the Senate would stand adjourned until Monday next at 2 o'clock P. M.

*Lansing, March 25, 1889.*

The Senate met and was called to order by the President at 2 o'clock P. M.

Prayer by the Rev. Mr. Jordan.

Roll called: a quorum present.

Absent without leave: Messrs. Gorman, Green, Gurney, Milnes and Wisner.

On motion of Mr. Dunstan,

Leave of absence was granted to all absentees for the day.

## PRESENTATION OF PETITIONS.

No. 385. by Mr. Leavitt: Petition of F. A. Howig and 28 other residents of Antrim county, endorsing House bill Nos. 105 and 378 relative to the protection of game.

Referred to the committee on fisheries.

No. 386. By Mr. Blackwell: Protest of the Sault Ste Marie chamber of commerce against the passage of a bill detaching certain territory from Chippewa county and attaching the same to Mackinac county.

Referred to the committee on counties and townships.

No. 387. By Mr. Harshaw: Remonstrance of certain taxpayers of Alcona county against the beef inspection bill.

On motion of Mr. Harshaw,

The remonstrance was read at length, and spread at large on the Journal, as follows:

HARRISVILLE, ALCONA COUNTY, MICH.

*To the Hon. A. Harshaw and E. K. Potter, Lansing, Mich.:*

We, the undersigned, who are residents and tax-payers of this State, beg to remonstrate against the passage of a bill now pending in the Legislature, entitled "A bill to provide for the inspection in cities of live stock intended for human food, and to prevent the sale of unhealthy beef," and request that you, as our representatives, will prevent its passage in either House.

Referred to the committee on agricultural interests.

No. 388. By Mr. Dunstan: Resolutions of Board of Supervisors of Houghton county, favoring a repeal of the mortgage tax law.

On motion of Mr. Dunstan,

The resolutions were read at length, and spread at large on the Journal, as follows:

A meeting of the Board of Supervisors of Houghton county was held at the Court House on March 21th 1889, pursuant to call.

Present: John Duncan, chairman, Calumet township, Arno Jaehnig, Franklin township, T. A. Trevathan, Chassell township, A. J. Scott, Hancock township, Henry Laird, Laird township, John Daniell, Osceola township, John P. Hunt, Portage township, Daniel Kloeckner, Quincy township, Herman C. Guck, Schoolcraft township, Charles Smith, Torch Lake township.

The following preamble and resolution were unanimously adopted:

WHEREAS, We are of opinion that the mortgage tax law, so-called, is wrong in principle and ought to be repealed; therefore,

*Resolved*, That we respectfully urge upon the legislature of this State now in session that said law be repealed and that we respectfully request our Senator and Representative to use their best efforts to accomplish that end.

*Resolved*, That copies of this resolution certified by the clerk of this Board be transmitted to our Senator Hon. T. B. Dunstan and to our Representative Hon. H. C. Southworth for presentation to the legislature.

JOHN DUNCAN, *Chairman*.

PETER PRIMEAU, *Clerk*.

Referred to the committee on judiciary.

#### REPORTS OF STANDING COMMITTEES.

By the committee on counties and townships:

The committee on counties and townships, to whom was referred House bill No. 371, entitled

A bill to authorize the township of Ossineke, in Alpena county, to borrow money to be used in paying the outstanding orders and indebtedness of said township, and to issue bonds therefor.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. DEN HERDER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Harshaw,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Holbrook,	Mr. Ranney,
Barringer,	Galbraith,	Leavitt,	Rentz,
Blackwell,	Giddings,	McCormick,	Taylor,
Colgrove,	Gilmore,	Nagel,	Wesselius,
Den Herder,	Grosfield,	Palmer,	President
Dunstan,	Harshaw,		<i>pro tem., 22</i>

## NAYS.

0

Title agreed to.

On motion of Mr. Harshaw,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

## MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 22, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill entitled:

Senate bill No. 365 (file No. 78), entitled

A bill to detach certain territory from the township of Garfield, in the county of Grand Traverse, and attach the same to the township of Traverse in said county,

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 22, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 173, entitled

A bill to annex to the township of Escanaba a portion of the township of Minnewasca, in the county of Delta.

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

## THIRD READING OF BILLS.

House bill No. 323 (file No. 115), entitled

A bill to amend act No. 91 of session laws of 1887, entitled "An act to authorize the formation of corporations for the purpose of improving rivers which form, in whole or in part the boundary between this and any adjoin-

ing State, and their tributaries, and for driving, sorting, holding, and delivering logs thereon, approved April 26, 1887, and to add a new section thereto to stand as section 14.

Was read a third time and passed, a majority of all the Senators elect, voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. McCormick,	Mr. Toan,
Barringer,	Grosfield,	Nagel,	Wesselius,
Blackwell,	Harshaw,	Ranney,	President
Chapman,	Holbrook,	Rentz,	<i>pro tem.</i> , 17
Den Herder,	Leavitt,		

## NAYS.

0

The question being on agreeing to the title,

Mr. Harshaw moved to amend the title by adding thereto the following: "and to provide for such corporations to hold a lien on such logs and timber."

Which motion prevailed.

The title as amended was then agreed to.

Senate bill No. 13 (file No. 76), entitled

A bill to amend section 11 of chapter 239 of the compiled laws of 1871, as amended by act number 189 of the laws of 1873, approved April 29, 1873, as amended by act number 50 of the session laws of 1877, being section 7443 of the compiled laws of 1871, as amended by act number 115 of the session laws of 1881, approved May 5th, 1881, being section 11 of chapter 313 and compiler's section 9017 of Howell's annotated statutes, relative to "fees of sheriffs in executing process issued out of the courts of law and equity and by judicial and other officers and for other services."

Was read a third time and pending the taking of the vote thereon,

Mr. Chapman by unanimous consent moved to amend the bill as follows:

By striking out of line 60 of section 11 the word "ten" and inserting in lieu the word "eight."

Which motion did not prevail.

The bill was then passed, a majority of the Senators elect voting therefor by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Leavitt,	Mr. Ranney,
Barringer,	Giddings,	McCormick,	Rentz,
Blackwell,	Grosfield,	Nagel,	Taylor,
Colgrove,	Harshaw,	Palmer,	Toan,
Herder,	Holbrook,		

18

## NAYS.

Mr. Chapman,	Mr. Fox,	Mr. Wesselius,	3
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Title agreed to.

On motion of Mr. Rentz,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 62, (file No. 139), entitled

A bill relative to the Board of County Auditors for the county of Wayne, and to their powers, duties and compensation.

Pending third reading of which,

On motion of Mr. Nagle,

The bill was laid on the table.

Senate bill No. 188, (file No. 77), entitled

A bill making appropriation for the purchase of a cooking range, two washing machines, fire and lawn hose, dishes, bedding, books and stationery, tools and general repairs, and for the purchase of one sander, and for putting in dust arresters in certain shops at the State House of Correction and Reformatory at Ionia.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Holbrook,	Mr. Rentz,	
Barringer,	Galbraith,	Leavitt,	Taylor,	
Blackwell,	Giddings,	McCormick,	Toan,	
Chapman,	Gilmore,	Nagel,	Wesselius,	
Coolgrove,	Grosfield,	Palmer,	President	
Den Herder,	Harshaw,	Ranney,	<i>pro tem.</i> ,	23
Dunstan,				

## NAYS.

0

Title agreed to.

On motion of Mr. Dunstan,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 449, entitled

A bill to incorporate the village of "Merrill, in Saginaw county.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Leavitt,	Mr. Rentz,	
Barringer,	Galbraith,	McCormick,	Taylor,	
Blackwell,	Giddings,	Nagel,	Toan,	
Coolgrove,	Grosfield,	Palmer,	Wesselius,	
Den Herder,	Harshaw,	Ranney,	President	
Dunstan,	Holbrook,		<i>pro tem.</i> ,	22

## NAYS.

0

Title agreed to.

On motion of Mr. Fox,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Fox,

The Senate adjourned.



*Lansing, March 26, 1889.*

The Senate met and was called to order by the President *pro tem.*, at 2 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Mr. McCormick.

On motion of Mr. Colgrove,

Leave of absence was granted to Mr. McCormick for the day.

#### PRESENTATION OF PETITIONS.

No. 389. Petition of J. M. Francis and 310 others, relative to the compensation of game wardens.

Referred to the committee on fisheries.

390. Petition of 75 citizens of St. Clair county on the same subject.

Referred to the committee on fisheries.

No. 391. By Mr. Dunstan: Remonstrance of Chas. Hibard and 28 others against the passage of the Blackwell school bill.

Referred to the committee on education and public schools.

No. 392. By Mr. Wisner: Petition of William G. Smith and 50 others for the passage of the act to set apart certain swamp lands in Wild Fowl Bay for public shooting grounds.

Referred to the committee on public lands.

No. 393. By Mr. Den Herder: Petition of David Speilmacher and 45 others for the organization of a new township from part of the present township of Thompson.

Referred to the committee on counties and towns.

#### REPORTS OF STANDING COMMITTEES.

By the committee on public lands:

The committee on public lands, to whom was referred

House joint resolution No. 7 (file No. 5), entitled

Joint resolution asking the State of Michigan to release all right, title and interest of the following described lands to Charles Ellis, William Ellis and Byron Ellis, to-wit: The s.  $\frac{1}{4}$  of the s. e.  $\frac{1}{4}$  of the n. w.  $\frac{1}{4}$  of sec. 16, town 9 north, range 16 west, Muskegon county.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

EDWIN G. FOX, *Chairman.*

Amendment concurred in.

Report accepted and committee discharged.

On motion of Mr. Fox,

The Senate concurred in the amendments made to the joint resolution by the committee.

The joint resolution was referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred the following House concurrent resolution to wit:

WHEREAS, The Merchants and Manufacturers' Exchange of Detroit have unanimously passed a resolution whereby they "express the earnest hope that the necessity of the erection of a winter bridge will be carefully and fully considered by the Senate and House of Representatives of the State of Michigan so as to insure the speedy passage of the necessary legislation by Congress to accomplish the work;" and

WHEREAS, The common council of the city of Detroit has also passed resolutions in favor of such a bridge; and

WHEREAS, The business interests of the State of Michigan have been seriously jeopardized by the doubtful means of river transportation during the winter months and passengers and freight of all kinds delayed, and the traffic drawn to other routes disadvantageous to the State of Michigan;

*Resolved*, By the Senate and House of Representatives of the State of Michigan, That the projection of the construction of such a bridge, to be used only in winter when navigation is closed, is hereby approved, and the Congress of the United States is respectfully urged, in the interests of the State of Michigan, to grant the necessary charter for the construction of the bridge.

Which passed the House, and in which the concurrence of the Senate has been asked,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that the action of the House in adopting the same be concurred in, and ask to be discharged from the further consideration of the subject.

ROSWELL LEAVITT, *Chairman*.

Report accepted and committee discharged.

The question being on concurring in the adoption of the resolution,

The resolution was adopted.

By the committee on finance and appropriations:

The committee on finance and appropriations, to whom was referred Senate bill No. 209, entitled

A bill to amend sections 6 and 7 of act No. 206, of the session laws of 1881, approved June 2, 1881, and being consecutive sections 417 and 418 of Howell's annotated statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Chapman,

The Senate concurred in the amendment made to the bill by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on finance and appropriations:

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 26, 1889. }

*To the President of the Senate :*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 225 (file No. 193), entitled

A bill to authorize the township of Roscommon, Roscommon county, to borrow money to be used in the payment of outstanding orders of said township and to issue bonds therefor.

2. House bill No. 45 (file No. 200), entitled

A bill to provide for the recompilation and copying of the records in the office of the Adjutant General pertaining to the enlistment, muster and final disposition of the volunteer soldiers from this State during the war of the rebellion, and to make an appropriation therefor.

3. House bill No. 351 (file No. 213), entitled

A bill to amend section 1 of act No. 45, of the public acts of 1887, entitled "An act to facilitate the disposal and settlement of taxes on vacant or part paid swamp, school and other lands," approved March 24, 1887.

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on counties and townships.

The second named bill was read a first and second time by its title, and referred to the committee on finance and appropriations.

The third named bill was read a first and second time by its title, and referred to the committee on public lands.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 26, 1889. }

*To the President of the Senate :*

SIR—I am instructed by the House to return to the Senate the following joint resolution:

Senate joint resolution No. 8, entitled

Joint resolution authorizing the Governor to issue a patent of certain lands to Silas Ent.

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,  
DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 26, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to re-transmit the following concurrent resolution:

*Resolved* (the Senate concurring), That when the Legislature adjourns on Friday, March 29, it stand adjourned until Tuesday, April 2, at 9:30 o'clock P. M.,

Which the Senate amended as shown by a message of March 22, so as to read as follows:

*Resolved* (the Senate concurring), That when the Legislature adjourn on Wednesday, March 27, it stand adjourned until Wednesday, April 3, at 9:30 o'clock P. M.

Now to inform the Senate that in said amendment the House concurs.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The message was laid on the table.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 26, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 361 (file No. 199), entitled

A bill to incorporate the State Woman's Christian Temperance Union of Michigan.

2. House bill No. 127 (file No. 216), entitled

A bill to amend section 3 of chapter 11 of act No. 243 of the session laws of 1881, being compiler's section No. 1414 of Howell's annotated statutes.

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on religious and benevolent societies.

The second named bill was read a first and second time by its title, and referred to the committee on roads and bridges.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing March 26, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 242 (file No. 139), entitled  
A bill to vacate the township of Carp Lake, in the county of Ontonagon, and to attach the territory thereof to the township of Ontonagon.

2. House bill No. 718 (file No. 183), entitled  
A bill to authorize the Ovid Union Agricultural Society to reorganize and increase its capital stock from \$5,000 to \$7,500.

3. House bill No. 678 (file No. 169), entitled  
A bill to amend section 1 of act No. 50 of the public acts of 1887, entitled "An act to provide for the incorporation and regulation of certain corporations generally known as building and loan associations," approved March 29, 1887.

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on counties and townships.

The second named bill was read a first and second time by its title, and referred to the committee on agricultural interests.

The third named bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

#### MOTIONS AND RESOLUTIONS.

Mr. Gorman moved to take from the table

Senate bill No. 139, entitled

A bill to repeal Act No. 77 of the session laws of 1887, approved April 19, 1887, entitled "An act relative to the confinement of convicted persons in the Detroit House of Correction and the State House of Correction and Reformatory at Ionia."

Which motion prevailed.

On motion of Mr. Gorman,

The bill was referred to the committee of the whole, and placed on the general order.

Mr. Wesselius moved that when the Senate adjourn today it stand adjourned until 9 o'clock A. M. to-morrow.

Which motion prevailed.

#### GENERAL ORDER.

On motion of Mr. Milnes,

The Senate went into committee of the whole on the general order,

Whereupon the President called Mr. Green to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

#### I.

Senate bill No. 272 (file No. 81), entitled

A bill to amend Act No. 276 of the public acts of 1887, entitled "An act to

require security to be given on staying proceedings upon verdicts and judgments in the circuits courts of this State by adding a new section thereto to be known as section four."

House bill No. 283 (file No. 172), entitled

A bill to amend section 2 of act No. 329 of the session laws of 1875 entitled "An act to incorporate the village of Vandalia," as amended by act No. 311 of the session laws of 1879.

House bill No. 360 (file No. 173), entitled

A bill to amend section 7 of act No. 328 of the session laws of 1875, as amended by act No. 311 of the local acts of 1879, being an act entitled "An act to incorporate the village of Vandalia."

House joint resolution No. 5 (file No. 7), entitled

A joint resolution asking the State of Michigan to release all of her right, title, and interest of the following described lands to Charles Ellis, William Ellis, and Byron Ellis, to-wit, the south half of the southeast quarter of the northwest quarter of sec. 16, town nine (9) north, range 16 west in Muskegon county.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

Senate bill No. 275 (file No. 61), entitled

A bill to exempt the Commercial telegraph company from the provisions of act No. 168 of the public acts of 1881, approved May 26, 1881.

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

## III.

The committee of the whole have also had under consideration the following:

Senate bill No. 139, entitled

A bill to repeal Act No. 77 of the session laws of 1887, approved April 19, 1887.

Have directed their chairman to report the same back to the Senate, with the recommendation that the consideration of the same be made the special order for April 9, 1889, at 3 o'clock P. M.

E. B. GREEN, *Chairman.*

Report accepted and committee discharged.

The first named bills were placed on the order of the third reading of bills.

On motion of Mr. Green,

The Senate concurred in the amendments made to the second named bills, and the same were placed on the order of third reading of bills.

On motion of Mr. Green,

The Senate concurred in the recommendation of the committee regarding the third named bill, and the same was made the special order for April 9, 1889, at 3 o'clock P. M.

The Senate took up the order of

## THIRD READING OF BILLS.

House bill No. 283 (file No. 172), act entitled

A bill to amend section two of No. 328 of the session laws of 1875, entitled "An act to incorporate the village of Vandalia," as amended by Act No. 311 of the session laws of 1879,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Gurney,	Mr. Ranney,	
Barringer,	Galbraith,	Harshaw,	Rentz,	
Berry,	Giddings,	Holbrook,	Taylor,	
Blackwell,	Gilmore,	Leavitt,	Toan,	
Chapman,	Gorman,	Milnes,	Wisner,	
Colgrove,	Green,	Nagel,	President	
Den Herder,	Griffey,	Palmer,	<i>pro tem.</i> ,	
Dunstan,	Grosfield,			29
				0

## NAYS.

Title agreed to.

House bill No. 360 (file No. 173), entitled

A bill to amend section 7 of act No. 328 of the session laws of 1875, as amended by act No. 311 of the local acts of 1879, being an act entitled "An act to incorporate the village of Vandalia,"

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Grosfield,	Mr. Palmer,	
Barringer,	Galbraith,	Gurney,	Ranney,	
Berry,	Giddings,	Harshaw,	Rentz,	
Blackwell,	Gilmore,	Holbrook,	Taylor,	
Chapman,	Gorman,	Leavitt,	Toan,	
Colgrove,	Green,	Milnes,	Wisner,	
Den Herder,	Griffey,	Nagel,	President	
Dunstan,			<i>pro tem.</i> ,	29

## NAYS.

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Title agreed to.

On motion of Mr. Babcock,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent,

Mr. Dunstan moved to take from the table

Senate bill No. 92 (file No. 30), entitled

A bill to amend section 5700 of Howell's annotated statutes, being section 4242 of the compiled laws of 1871 relative to the recording of conveyances of real estate.

Which motion prevailed.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Gurney,	Mr. Rentz,
Barringer,	Galbraith,	Harshaw,	Taylor,
Berry,	Giddings,	Holbrook,	Toan,
Blackwell,	Gorman,	Milnes,	Wesselins,
Colgrove,	Green,	Palmer,	Wisner,
Den Herder,	Griffey,	Ranney,	President
Dunstan,	Grosfield,		<i>pro tem.</i> , 27

## NAYS.

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On motion of Mr. Griffey,  
The Senate adjourned.

The President *pro tem.* announced that the Senate would stand adjourned until tomorrow morning at 9 o'clock.

*Lansing, March 27, 1889.*

The Senate met and was called to order by the President *pro tem.* at 9 o'clock A. M.

Roll called: a quorum present.

Absent without leave: Mr. Rentz.

## PRESENTATION OF PETITIONS.

No. 394. By Mr. Ball: Petition of H. E. Reed and 77 others in favor of the township school unit system.

Referred to the committee on education and public schools.

No. 395. By Mr. Babcock: Petition of citizens of Cassopolis and vicinity for the amendment of the laws relative to the catching of fish in Diamond Lake.

Referred to the committee on fisheries.

No. 396. By Mr. Chapman: Petition of the board of supervisors of Hillsdale county, asking for the passage of the bill relative to boundary lines.

Referred to the committee on federal relations.

By unanimous consent:

Mr. Dunstan moved to take from the table,

Senate joint resolution, No. 20, entitled

Joint resolution instructing the State Librarian to purchase certain historical works for the State Library, and to provide for the payment of the same.

Which motion prevailed.

On motion of Mr. Dunstan,

The joint resolution was referred to the committee on judiciary.

## REPORTS OF STANDING COMMITTEES.

By the committee on federal relations:

The committee on federal relations, to whom was referred

House bill No. 738, entitled

A bill to provide for the ceding to the United States of America exclusive



jurisdiction over the site and grounds selected, or to be hereafter selected, for the erection of a public building for the use of the United States postoffice, custom house, court, internal revenue office, and other public offices of the United States in the city of Kalamazoo, Michigan, during the time the United States shall be or remain the owner thereof, for all purposes except the administration of the criminal laws of the State of Michigan, and the service of civil process therein,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

WM. TOAN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Ranney,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows :

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Gurney,	Mr. Ranney,
Barringer,	Galbraith,	Harshaw,	Taylor,
Berry,	Giddings,	Holbrook,	Toan,
Blackwell,	Gilmore,	McCormick,	Wesselius,
Chapman,	Gorman,	Milnes,	Wisner,
Colgrove,	Griffey,	Nagel,	President
Den Herder,	Grosfield,	Palmer,	<i>pro tem.</i> ,
Dunstan,			

28  
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#### NAYS.

Title agreed to.

On motion of Mr. Ranney,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on counties and townships:

The committee on counties and townships, to whom was referred

House bill No. 244, entitled

A bill to legalize and validate all the proceedings had concerning the issuing of certain bonds issued by the township of Briley, in the county of Montmorency, State of Michigan, for the purpose of paying the outstanding legal indebtedness of said township,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. DEN HERDER, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report, as correctly enrolled, signed, and presented to the Governor, the following :

Senate bill No. 11, entitled

"An act to amend sec. 19 of chapter 21 of Howell's annotated statutes of Michigan, being compiler's section No. 814, relative to fence viewers.

Also:

Senate joint resolution No 8,

"Authorizing the Governor to issue a patent of certain lands to Silas Ent."

O. G. GRIFFEY, *Acting Chairman.*

Report accepted.

#### REPORTS OF SELECT COMMITTEES.

By the select committee appointed to investigate the alleged frauds in the second Senatorial district.

In the matter of the contest of Freeman B. Dickerson for the seat of Theodore Rentz, Senator from the Second Senatorial District of the State of Michigan.

Upon the 2nd day of January, 1889, at 12 o'clock M., the Senate of the State of Michigan convened at the Senate Chamber in the city of Lansing, Michigan, and was called to order by the Lieutenant Governor and President of the Senate.

Thereupon the certified list of the Senators elect was read by the Secretary. At the conclusion of the reading, and pending the swearing in of the Senators elect, Mr. Wesselius presented the following protest of Freeman B. Dickerson against the admission of Theodore Rentz to a seat in the Senate:

*"To the Honorable the President and members of the Senate of the State of Michigan:*

I hereby most respectfully protest against the seating of Hon. Theodore Rentz as Senator in the State Legislature from the Second Senatorial District of the State of Michigan, and respectfully allege that he is not entitled to the certificate of election of Senator from said district, and that your protestant is, for the following reasons:

*First.* That though the canvass appears to show the said Rentz received a majority of fourteen votes, gross fraud was committed in the fourth and fifth precincts of the First Ward of the city of Detroit, whereby said Rentz received and was awarded over fifty illegal and fraudulent votes.

*Second.* That about fifty votes cast for said Rentz can be shown to have been unlawfully purchased and illegally cast for said Rentz at the recent election in the city of Detroit.

*Third* That a large number of illegal votes were sworn in on election day under fictitious names, in violation and not in compliance with the election laws of this State, which votes were illegally cast and counted for said Rentz.

That by reason of the foregoing facts and other evidence of fraud committed during the recent election, which your petitioner stands ready to maintain and prove, he respectfully demands an investigation of such fraud, and that he may be declared entitled to the office of Senator of the Second District and be permitted to fulfill the same.

(Signed)                      FREEMAN B. DICKERSON."

Mr. Wesselius gave notice that at some future time, after the organization of the Senate, he would move the appointment of a select committee of five to investigate and report upon the matter set forth in the above protest.

Upon the same day and later in the session Mr. Wesselius offered the following resolution:

*Resolved*, That the President be empowered to appoint a special committee of five Senators to act upon the petition and notice of Freeman B. Dickerson and to investigate the charge made in said petition.

Which resolution was adopted.

On Tuesday, January 8th, 1889, the President of the Senate submitted the following communication :

LIEUTENANT GOVERNOR'S OFFICE, }  
Lansing, January 8th, 1889. }

*To the Senate :*

Pursuant to a resolution of the Senate, passed January 2d, I do hereby appoint the following select committee to investigate the alleged election frauds in the Second Senatorial District: Messrs. Wesselius, Giddings, Colgrove, Gorman, Harshaw.

Respectfully,

JAMES H. McDONALD,  
*President of the Senate.*

At a session of the Senate, held Wednesday, January 9th, 1889, Mr. Wesselius offered the following resolution :

*Resolved*, That the committee appointed to act upon the protest of Freeman B. Dickerson against the right of Hon. Theodore Rentz to hold a seat in the Senate as Senator from the Second Senatorial District, be and they are hereby instructed to proceed as soon as possible to investigate the allegations and charges contained in said protest, and to notify said Dickerson and Rentz when and where said investigation will be held ; and that said committee be and they are hereby authorized to take testimony, to send for persons and papers, and to employ all the necessary clerical assistance, and that they report to the Senate as soon as practicable the result of their investigation, with such recommendation as they may think proper to make thereon.

Mr. Gorman moved that the resolution lie upon the table,

Which motion did not prevail.

The resolution was then adopted.

In pursuance of the above action of the Senate the committee met at the gentlemen's parlors in the Michigan Exchange, Detroit, Michigan, on the 17th day of January, 1889, at 10 o'clock A. M., the following members of the committee being present: Wesselius, Giddings, Colgrove, Gorman and Harshaw. Which committee proceeded to meet from time to time and take testimony, until the said case was closed, which testimony is herewith submitted to the Senate :

Your committee report that they have taken by stenographic report 920 pages of testimony, which embraces the testimony of eighty-seven witnesses; that they have given the questions of fact and law raised by the evidence mature and careful consideration ; that there are many complicated questions of law involved, upon which your committee are unable to agree, and they therefore respectfully submit the question of fact and law involved to the Senate for its decision.

S. WESSELIUS,  
J. W. GIDDINGS,  
PHILIP T. GOLGROVE,  
JAMES S. GORMAN,  
ANDREW HARSHAW,  
*Committee.*

Report accepted.

Mr. Wesselius offered the following resolution:

*Resolved*, That Freeman B. Dickerson be declared duly elected as a member of the State Legislature from the 2nd Senatorial District, and that the seat of the Honorable Theodore Rentz be and the same is hereby vacated.

The question being on the adoption of the resolution,

After considerable discussion thereon,

On motion of Mr. Dunstan,

The Senate took a recess until 2 o'clock P. M.

#### AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President *pro tem*.

By unanimous consent, the Senate took up the order of

#### REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate joint resolution No. 20, entitled

Joint resolution instructing the State Librarian to purchase certain historical works for the State Library and to provide for the payment of the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

Joint resolution authorizing and directing the Auditor General to receive for record, and record all deeds, mortgages, discharges of mortgages, levies, *lis pendens*, liens or other papers entitled to record in the county of Isle Royale, and to make duly certified copies of the same whenever required and to fix the compensation therefor.

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from further consideration on the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Dunstan,

The Senate concurred in the adoption of the substitute reported for the joint resolution by the committee.

On motion of Mr. Dunstan,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the joint resolution was placed on its immediate passage.

The joint resolution was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,  
Barringer,  
Berry,  
Blackwell,

Mr. Fox,  
Galbraith,  
Giddings,  
Gilmore,

Mr. Harshaw,  
Holbrook,  
Leavitt,  
McCormick,

Mr. Taylor,  
Toan,  
Tyler,  
Wesselius,

Mr. Chapman,	Mr. Gorman,	Mr. Milnes,	Mr. Wisner,
Colgrove,	Green,	Nagel,	President
Den Herder,	Griffey,	Palmer,	<i>pro tem.</i> , 30
Dunstan,	Gurney,	Ranney,	

NAYS.

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Title agreed to.

On motion of Mr. Dunstan,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 266 (file No. 113), entitled

A bill to amend section 1 of act number 124, session laws of 1869, entitled "An act to revise and consolidate the several acts relating to the protection of game, and for the better preservation of elk, deer, birds and wild fowl," approved April 3, 1869, and all subsequent amendments of said section, the same being section 2196 of Howell's annotated statutes as amended by act number 256, session laws of 1887, approved June 25, 1887,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Colgrove,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill having been read a third time, and the question being upon its passage, it was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Gurney,	Mr. Ranney,
Berry,	Gilmore,	Harshaw,	Taylor
Blackwell,	Gorman,	McCormick,	Toan,
Chapman,	Green,	Milnes,	Wesselius,
Colgrove,	Griffey,	Nagel,	Wisner,
Den Herder,	Grosfield,		

22

NAYS.

Mr. Giddings,	Mr. Holbrook,	Mr. Leavitt,	3
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Title agreed to.

On motion of Mr. Gurney,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent, the Senate took up the order of

### THIRD READING OF BILLS.

House joint resolution No. 5 (file No. 7), entitled

Joint resolution asking the State of Michigan to release all her right, title, and interest of the following described lands to Charles Ellis, William

Ellis and Byron Ellis to wit: The south half of the southeast quarter of the northwest quarter, of section 16, town nine north, range 16 west, in Muskegon county.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Holbrook,	Mr. Taylor,
Barringer,	Galbraith,	Leavitt,	Toan,
Berry,	Giddings,	McCormick,	Tyler,
Blackwell,	Griffey,	Milnes,	Wesselius,
Chapman,	Grosfield,	Nagel,	Wisner,
Colgrove,	Gurney,	Palmer,	President
Den Herder,	Harshaw,	Ranney,	<i>pro tem.</i> 27

## NAYS.

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The question being on agreeing to the title,

Mr. Den Herder moved to amend the title by adding thereto the following: "And to Charles Ellis the north half of the said southeast quarter of the northwest quarter of section 16 in township and range aforesaid,"

Which motion prevailed.

The title and preamble as amended were then agreed to.

On motion of Mr. Den Herder,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

The Senate then resumed the consideration of the following resolution:

*Resolved*, That Freeman B. Dickerson be declared duly elected as a member of the State Legislature from the Second Senatorial District, and that the seat of the Honorable Theodore Rentz be and the same is hereby vacated.

The question being on the adoption of the resolution,

Mr. Gorman offered the following substitute therefor:

*Resolved*, That the Hon. Theodore Rentz be declared duly elected Senator for the Second Senatorial District as a member of the Michigan Legislature, and that the contest of Freeman B. Dickerson be dismissed.

Pending which

On motion of Mr. Palmer,

The consideration of the resolution and substitute was made the special order for Thursday, April 4, 1889, at 2 o'clock P.M., two-thirds of all the Senators present voting therefor.

On motion of Mr. Babcock,

The Senate went into

## EXECUTIVE SESSION,

With open doors, the time being 6:05 o'clock P.M.

The Executive Session closed, the time being 6:10 o'clock P. M.

The Senate took up the order of

## MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 27, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled joint resolution:

Senate joint resolution No 20, entitled

Joint resolution authorizing and directing the auditor general to receive for record and record all deeds, mortgages, discharges of mortgages, levies, *lis pendens* or other papers, entitled to record in the county of Isle Royal, and to make duly certified copies of the same whenever received, and to fix his compensation therefor.

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 27, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill, entitled

Senate bill No 115 (file No. 64), entitled

A bill to amend section 9 of act No. 149 of the public acts of 1881, being an act to provide for the adoption and use of a standard form of fire insurance policies,

And to inform the Senate that the House has amended the bill as follows:

1. By inserting in line three of section one after the word "standard" the words "form of."

2. By inserting in line one of section nine word "fire" after the word "mutual."

3. By inserting at the end of section nine the following: "Or under the provisions of act No. 157 of the session laws of 1881, or the acts amendatory thereof."

In the passage of which as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The question being on concurring in the amendments made by the House to the bill,

On motion of Mr. Holbrook,

The Senate concurred, a majority of the Senators elect, voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barringer,	Mr. Fox,	Mr. Holbrook,	Mr. Rentz,
Berry,	Giddings,	McCormick,	Taylor,
Blackwell,	Gorman,	Milnes,	Wesselius,
Chapman,	Green,	Nagel,	Wisner,
Colgrove,	Grosfield,	Palmer.	President
Den Herder,	Gurney,		<i>pro tem.</i> , 22

## NAYS.

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The bill was then referred to the committee on engrossment and enrollment for enrollment.

On motion of Mr. Gurney,  
The Senate adjourned.

The President *pro tem.* announced that the Senate would stand adjourned until Wednesday, April 3, 1889, at 9:30 o'clock P. M.

*Lansing, April 3, 1889.*

The Senate met and was called to order by the President at 9:30 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Barringer, Blackwell, Dunstan, Giddings, Gorman, Harshaw, Holbrook, Nagel and Palmer.

On motion of Mr. Griffey,

Leave of absence was granted to all absentees for the day.

## PRESENTATION OF PETITIONS.

No. 397. By Mr. Grosfield: Remonstrance against the passage of the bill to incorporate the village of Highland Park and affidavits in connection therewith.

On motion of Mr. Grosfield,

The remonstrance and affidavits were read at length, and spread at large on the Journal, as follows:

*To the Legislature of the State of Michigan:*

The undersigned residents, property owners or tax-payers of the townships of Greenfield and Hamtramck, county of Wayne, living or owning property within the limits set forth in the bill now pending to incorporate the so-called village of Highland Park, do respectfully petition your honorable bodies, and do remonstrate against the passage of the bill for such incorporation, for the following, among other reasons, viz.:

*First*, That the majority of the residents within said limits are opposed to and do not desire to be so incorporated.

*Second*, That such incorporation would be detrimental to our interests as property owners.

*Third*, That such incorporation would burden us with increased taxes, without adequate returns or benefits therefrom.



jurisdiction over the site and grounds selected, or to be hereafter selected, for the erection of a public building for the use of the United States postoffice, custom house, court, internal revenue office, and other public offices of the United States in the city of Kalamazoo, Michigan, during the time the United States shall be or remain the owner thereof, for all purposes except the administration of the criminal laws of the State of Michigan, and the service of civil process therein,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

WM. TOAN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Ranney,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows :

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Gurney,	Mr. Ranney,
Barringer,	Galbraith,	Harshaw,	Taylor,
Berry,	Giddings,	Holbrook,	Toan,
Blackwell,	Gilmore,	McCormick,	Wesselius,
Chapman,	Gorman,	Milnes,	Wisner,
Colgrove,	Griffey,	Nagel,	President
Den Herder,	Grosfield,	Palmer,	<i>pro tem.</i>
Dunstan,			

28  
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#### NAYS.

Title agreed to.

On motion of Mr. Ranney,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on counties and townships:

The committee on counties and townships, to whom was referred

House bill No. 244, entitled

A bill to legalize and validate all the proceedings had concerning the issuing of certain bonds issued by the township of Briley, in the county of Montmorency, State of Michigan, for the purpose of paying the outstanding legal indebtedness of said township,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. DEN HERDER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report, as correctly enrolled, signed, and presented to the Governor, the following :

Senate bill No. 11, entitled

"An act to amend sec. 19 of chapter 21 of Howell's annotated statutes of Michigan, being compiler's section No. 814, relative to fence viewers.

Also:

Senate joint resolution No 8,

"Authorizing the Governor to issue a patent of certain lands to Silas Ent."

O. G. GRIFFEY, *Acting Chairman.*

Report accepted.

#### REPORTS OF SELECT COMMITTEES.

By the select committee appointed to investigate the alleged frauds in the second Senatorial district.

In the matter of the contest of Freeman B. Dickerson for the seat of Theodore Rentz, Senator from the Second Senatorial District of the State of Michigan.

Upon the 2nd day of January, 1889, at 12 o'clock M., the Senate of the State of Michigan convened at the Senate Chamber in the city of Lansing, Michigan, and was called to order by the Lieutenant Governor and President of the Senate.

Thereupon the certified list of the Senators elect was read by the Secretary. At the conclusion of the reading, and pending the swearing in of the Senators elect, Mr. Wesselius presented the following protest of Freeman B. Dickerson against the admission of Theodore Rentz to a seat in the Senate:

*"To the Honorable the President and members of the Senate of the State of Michigan:*

I hereby most respectfully protest against the seating of Hon. Theodore Rentz as Senator in the State Legislature from the Second Senatorial District of the State of Michigan, and respectfully allege that he is not entitled to the certificate of election of Senator from said district, and that your protestant is, for the following reasons:

*First.* That though the canvass appears to show the said Rentz received a majority of fourteen votes, gross fraud was committed in the fourth and fifth precincts of the First Ward of the city of Detroit, whereby said Rentz received and was awarded over fifty illegal and fraudulent votes.

*Second.* That about fifty votes cast for said Rentz can be shown to have been unlawfully purchased and illegally cast for said Rentz at the recent election in the city of Detroit.

*Third.* That a large number of illegal votes were sworn in on election day under fictitious names, in violation and not in compliance with the election laws of this State, which votes were illegally cast and counted for said Rentz.

That by reason of the foregoing facts and other evidence of fraud committed during the recent election, which your petitioner stands ready to maintain and prove, he respectfully demands an investigation of such fraud, and that he may be declared entitled to the office of Senator of the Second District and be permitted to fulfill the same.

(Signed) FREEMAN B. DICKERSON."

Mr. Wesselius gave notice that at some future time, after the organization of the Senate, he would move the appointment of a select committee of five to investigate and report upon the matter set forth in the above protest.

Upon the same day and later in the session Mr. Wesselius offered the following resolution:

*Resolved*, That the President be empowered to appoint a special committee of five Senators to act upon the petition and notice of Freeman B. Dickerson and to investigate the charge made in said petition.

Which resolution was adopted.

On Tuesday, January 8th, 1889, the President of the Senate submitted the following communication :

LIEUTENANT GOVERNOR'S OFFICE, }  
Lansing, January 8th, 1889. }

*To the Senate :*

Pursuant to a resolution of the Senate, passed January 2d, I do hereby appoint the following select committee to investigate the alleged election frauds in the Second Senatorial District: Messrs. Wesselius, Giddings, Colgrove, Gorman, Harshaw.

Respectfully,

JAMES H. McDONALD,  
*President of the Senate.*

At a session of the Senate, held Wednesday, January 9th, 1889, Mr. Wesselius offered the following resolution :

*Resolved*, That the committee appointed to act upon the protest of Freeman B. Dickerson against the right of Hon. Theodore Rentz to hold a seat in the Senate as Senator from the Second Senatorial District, be and they are hereby instructed to proceed as soon as possible to investigate the allegations and charges contained in said protest, and to notify said Dickerson and Rentz when and where said investigation will be held ; and that said committee be and they are hereby authorized to take testimony, to send for persons and papers, and to employ all the necessary clerical assistance, and that they report to the Senate as soon as practicable the result of their investigation, with such recommendation as they may think proper to make thereon.

Mr. Gorman moved that the resolution lie upon the table,

Which motion did not prevail.

The resolution was then adopted.

In pursuance of the above action of the Senate the committee met at the gentlemen's parlors in the Michigan Exchange, Detroit, Michigan, on the 17th day of January, 1889, at 10 o'clock A. M., the following members of the committee being present: Wesselius, Giddings, Colgrove, Gorman and Harshaw. Which committee proceeded to meet from time to time and take testimony, until the said case was closed, which testimony is herewith submitted to the Senate :

Your committee report that they have taken by stenographic report 920 pages of testimony, which embraces the testimony of eighty-seven witnesses; that they have given the questions of fact and law raised by the evidence mature and careful consideration ; that there are many complicated questions of law involved, upon which your committee are unable to agree, and they therefore respectfully submit the question of fact and law involved to the Senate for its decision.

S. WESSELIUS,  
J. W. GIDDINGS,  
PHILIP T. GOLGROVE,  
JAMES S. GORMAN,  
ANDREW HARSHAW,  
*Committee.*

Report accepted.

Mr. Wesselius offered the following resolution:

*Resolved*, That Freeman B. Dickerson be declared duly elected as a member of the State Legislature from the 2nd Senatorial District, and that the seat of the Honorable Theodore Rentz be and the same is hereby vacated.

The question being on the adoption of the resolution,

After considerable discussion thereon,

On motion of Mr. Dunstan,

The Senate took a recess until 2 o'clock P. M.

#### AFTERNOON SESSION.

2 o'clock P. M.

The Senate met and was called to order by the President *pro tem*.

By unanimous consent, the Senate took up the order of

#### REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate joint resolution No. 20, entitled

Joint resolution instructing the State Librarian to purchase certain historical works for the State Library and to provide for the payment of the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

Joint resolution authorizing and directing the Auditor General to receive for record, and record all deeds, mortgages, discharges of mortgages, levies, *his pendens*, liens or other papers entitled to record in the county of Isle Royle, and to make duly certified copies of the same whenever required and to fix the compensation therefor.

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from further consideration on the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Dunstan,

The Senate concurred in the adoption of the substitute reported for the joint resolution by the committee.

On motion of Mr. Dunstan,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the joint resolution was placed on its immediate passage.

The joint resolution was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,  
Barringer,  
Berry,  
Blackwell,

Mr. Fox,  
Galbraith,  
Giddings,  
Gilmore,

Mr. Harshaw,  
Holbrook,  
Leavitt,  
McCormick,

Mr. Taylor,  
Toan,  
Tyler,  
Wesselius,

Mr. Chapman,	Mr. Gorman,	Mr. Milnes,	Mr. Wisner,
Colgrove,	Green,	Nagel,	President
Den Herder,	Griffey,	Palmer,	<i>pro tem.</i> , 30
Dunstan,	Gurney,	Ranney,	

NAYS.

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Title agreed to.

On motion of Mr. Dunstan,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

By the committee on State affairs :

The committee on State affairs, to whom was referred

House bill No. 266 (file No. 113), entitled

A bill to amend section 1 of act number 124, session laws of 1869, entitled "An act to revise and consolidate the several acts relating to the protection of game, and for the better preservation of elk, deer, birds and wild fowl," approved April 3, 1869, and all subsequent amendments of said section, the same being section 2198 of Howell's annotated statutes as amended by act number 256, session laws of 1887, approved June 25, 1887,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Colgrove,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill having been read a third time, and the question being upon its passage, it was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Gurney,	Mr. Ranney,
Berry,	Gilmore,	Harshaw,	Taylor
Blackwell,	Gorman,	McCormick,	Toan,
Chapman,	Green,	Milnes,	Wesselius.
Colgrove,	Griffey,	Nagel,	Wisner,
Den Herder,	Grosfield,		

22

NAYS.

Mr. Giddings,	Mr. Holbrook,	Mr. Leavitt,
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Title agreed to.

On motion of Mr. Gurney,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent, the Senate took up the order of

### THIRD READING OF BILLS.

House joint resolution No. 5 (file No. 7), entitled

Joint resolution asking the State of Michigan to release all her right, title, and interest of the following described lands to Charles Ellis, William

Ellis and Byron Ellis to wit: The south half of the southeast quarter of the northwest quarter, of section 16, town nine north, range 16 west, in Muskegon county.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Holbrook,	Mr. Taylor,
Barringer,	Galbraith,	Leavitt,	Toan,
Berry,	Giddings,	McCormick,	Tyler,
Blackwell,	Griffey,	Milnes,	Wesselius,
Chapman,	Grossfield,	Nagel,	Wisner,
Colgrove,	Gurney,	Palmer,	President
Den Herder,	Harshaw,	Ranney,	<i>pro tem.</i> 27

## NAYS.

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The question being on agreeing to the title,

Mr. Den Herder moved to amend the title by adding thereto the following: "And to Charles Ellis the north half of the said southeast quarter of the northwest quarter of section 16 in township and range aforesaid."

Which motion prevailed.

The title and preamble as amended were then agreed to.

On motion of Mr. Den Herder,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

The Senate then resumed the consideration of the following resolution:

*Resolved*, That Freeman B. Dickerson be declared duly elected as a member of the State Legislature from the Second Senatorial District, and that the seat of the Honorable Theodore Rentz be and the same is hereby vacated.

The question being on the adoption of the resolution,

Mr. Gorman offered the following substitute therefor:

*Resolved*, That the Hon. Theodore Rentz be declared duly elected Senator for the Second Senatorial District as a member of the Michigan Legislature, and that the contest of Freeman B. Dickerson be dismissed.

Pending which

On motion of Mr. Palmer,

The consideration of the resolution and substitute was made the special order for Thursday, April 4, 1889, at 2 o'clock P.M., two-thirds of all the Senators present voting therefor.

On motion of Mr. Babcock,

The Senate went into

## EXECUTIVE SESSION,

With open doors, the time being 6:05 o'clock P.M.

The Executive Session closed, the time being 6:10 o'clock P. M.

The Senate took up the order of

## MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 27, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled joint resolution:

Senate joint resolution No 20, entitled

Joint resolution authorizing and directing the auditor general to receive for record and record all deeds, mortgages, discharges of mortgages, levies, *lis pendens* or other papers, entitled to record in the county of Isle Royal, and to make duly certified copies of the same whenever received, and to fix his compensation therefor.

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 27, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill, entitled

Senate bill No 115 (file No. 64), entitled

A bill to amend section 9 of act No. 149 of the public acts of 1881, being an act to provide for the adoption and use of a standard form of fire insurance policies,

And to inform the Senate that the House has amended the bill as follows:

1. By inserting in line three of section one after the word "standard" the words "form of."

2. By inserting in line one of section nine word "fire" after the word "mutual."

3. By inserting at the end of section nine the following: "Or under the provisions of act No. 157 of the session laws of 1881, or the acts amendatory thereof."

In the passage of which as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The question being on concurring in the amendments made by the House to the bill,

On motion of Mr. Holbrook,

The Senate concurred, a majority of the Senators elect, voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barringer,	Mr. Fox,	Mr. Holbrook,	Mr. Rentz,
Berry,	Giddings,	McCormick,	Taylor,
Blackwell,	Gorman,	Milnes,	Wesselius,
Chapman,	Green,	Nagel,	Wisner,
Colgrove,	Grosfield,	Palmer.	President
Den Herder,	Gurney,		<i>pro tem.</i> , 22

## NAYS.

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The bill was then referred to the committee on engrossment and enrollment for enrollment.

On motion of Mr. Gurney,

The Senate adjourned.

The President *pro tem.* announced that the Senate would stand adjourned until Wednesday, April 3, 1889, at 9:30 o'clock P. M.

*Lansing, April 3, 1889.*

The Senate met and was called to order by the President at 9:30 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Barringer, Blackwell, Dunstan, Giddings, Gorman, Harshaw, Holbrook, Nagel and Palmer.

On motion of Mr. Griffey,

Leave of absence was granted to all absentees for the day.

## PRESENTATION OF PETITIONS.

No. 397. By Mr. Grosfield: Remonstrance against the passage of the bill to incorporate the village of Highland Park and affidavits in connection therewith.

On motion of Mr. Grosfield,

The remonstrance and affidavits were read at length, and spread at large on the Journal, as follows:

*To the Legislature of the State of Michigan:*

The undersigned residents, property owners or tax-payers of the townships of Greenfield and Hamtramck, county of Wayne, living or owning property within the limits set forth in the bill now pending to incorporate the so-called village of Highland Park, do respectfully petition your honorable bodies, and do remonstrate against the passage of the bill for such incorporation, for the following, among other reasons, viz.:

*First*, That the majority of the residents within said limits are opposed to and do not desire to be so incorporated.

*Second*, That such incorporation would be detrimental to our interests as property owners.

*Third*, That such incorporation would burden us with increased taxes, without adequate returns or benefits therefrom.



*Fourth*, That such incorporation would force many of us to sell the small holdings and farms upon which we now depend for a living.

*Fifth*, That such incorporation is in no way or sense a public necessity, and will be of no benefit whatsoever.

*Sixth*, That we respectfully call the attention of your honorable bodies to the affidavits hereto attached as setting forth certain facts bearing on the mutilation and false use of a petition of remonstrance previously forwarded, to be presented to the honorable, the House of Representatives.

And your petitioners will ever pray, etc.

Referred to the committee on cities and villages.

#### REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report, as correctly enrolled, signed, and presented to the Governor, the following:

1. Senate bill No. 115 (file No. 64), entitled

A bill to amend section 9 of act No. 149 of the public acts of 1881, being an act to provide for the adoption and use of a standard form of fire insurance policies.

2. Senate joint resolution No. 20, entitled

Joint resolution authorizing and directing the Auditor General to receive for record and record all deeds, mortgages, discharges of mortgages, levies, *lis pendens*, liens, or other papers entitled to record in the county of Isle Royal, and to make duly certified copies of the same whenever received, and to fix his compensation therefor.

C. G. GRIFFEY, *Acting Chairman*.

Report accepted.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

Substitute for Senate bill No. 63 (file No. 56), entitled

A bill to provide for the incorporation of trust, deposit and security companies, and to repeal act 58 of the session laws of 1871, approved March 29, 1871, entitled "An act to provide for the incorporation of trust, deposit and security companies," being chapter 88 of Howell's annotated statutes, also to repeal act No. 123 of the session laws of 1883, approved May 25th, 1883, entitled "An act to amend section 9 of act No. 58 of the session laws of 1871," approved March 29, 1871, being compiler's section 2290, relative to the corporate rights of trust, deposit and security companies,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

F. B. GALBRAITH, *Chairman*.

Report accepted and committee discharged.

The question being on concurring in the amendments made to the bill by the committee,

On motion of Mr. Wesseling,

The bill was laid on the table.

• MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE, }  
Lansing, March 26, 1889. }

*To the Senate :*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 267 (file No. 55), entitled

A bill to amend chapter 6 of act No. 337 of the local acts of 1883, entitled "An act to incorporate the city of Kalamazoo," and to repeal an act entitled "An act to re-incorporate the village of Kalamazoo," and to repeal all inconsistent acts and parts of acts, approved March 15, 1861, as amended by the several acts amendatory thereof, approved June 8, 1883, as amended by the several acts amendatory thereof, approved April 27, 1887, by adding four new sections to said chapter to stand as sections 6, 7, 8, and 9 thereof; and to amend section 11 and the 11th subdivision of section 24 of chapter 17 of said act; and to amend section 5 of chapter 18 of said act; and to amend section 10 of chapter 22 of said act: and to amend sections 1, 2, 3, 4, 5, 6, and 7 of chapter 23 of said act, and to add four new sections thereto to stand as sections 8, 9, 10, and 11 thereof.

C. G. LUCE,  
Governor.

The message was laid on the table.

The President *pro tem.* also announced the following:

EXECUTIVE OFFICE, }  
Lansing, March 27, 1889. }

*To the Senate :*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 365 (file No. 78), being

An act to detach certain territory from the township of Garfield in the county of Grand Traverse, and attach the same to the township of Traverse in said county.

C. G. LUCE, Governor.

The message was laid on the table.

The President *pro tem.* also announced the following:

EXECUTIVE OFFICE, }  
Lansing, March 27, 1889. }

*To the Senate :*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 11, being

An act to amend section nineteen of chapter 21 of Howell's annotated statutes of Michigan, being compiler's section No. 814, relative to fence viewers.

Senate joint resolution No. 8, being

Joint resolution authorizing the Governor to issue a patent of certain lands to Silas Ent.

C. G. LUCE,  
Governor.

The message was laid on the table.

MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 27, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 125 (file No. 39), entitled

A bill to provide for the election of two justices of the peace and for the appointment of a justice clerk and room for holding justice court in and for the city of Grand Rapids, and to define their jurisdiction and to fix their compensation, and to repeal an act entitled "An act to provide for the election of four justices of the peace in and for the city of Grand Rapids and to define their jurisdiction and fix their compensation," approved March 11, 1881, and all acts and parts of acts in any wise contravening the provisions of this act,

And to inform the Senate that the House has amended the same as follows:

1. By striking out of line 1 of section 3 the words "the board of supervisors of the county of Kent" and inserting in lieu thereof the words "the common council of the city of Grand Rapids."

2. By striking out of line 2 of section 4 the words "county of Kent" and inserting in lieu thereof the words "city of Grand Rapids."

3. By striking out of line 3 of section 4 after the word "county" where it first occurs, and inserting in lieu thereof the word "city."

4. By striking out of line 3 of section 4 the word "county" where it occurs the second time and inserting in lieu thereof the words "city of Grand Rapids."

4½. By striking out of line 6 and 7 of section 4 the words "in actual attendance to business."

5. By striking out of line 2 of section 5, after the words "board of supervisors," and inserting in lieu thereof the words "common council."

6. By striking out of line 5 of section 5, the words "board of supervisors," and inserting in lieu thereof the words "common council."

7. By striking out of line 8 of section 5, the word "county," and inserting in lieu thereof the word "city."

8. By striking out of line 5 of section 5, the words "boards of supervisors," and inserting in lieu thereof the words "common council."

9. By striking out of line 14 of section 5, after the words "board of supervisors," and inserting in lieu thereof the words "common council."

10. By striking out of lines 16 and 17 of section 5, the words "county as the said board of supervisors," and inserting in lieu thereof the words "city as the said common council of the city of Grand Rapids."

11. By striking out of line 17 of section 5, the word "one," and inserting in lieu thereof the word "three."

12. By striking out of line 36 of section 5, the word "county," and inserting in lieu thereof the words "city of Grand Rapids."

13. By striking out of line 28 of section 6 the word "county" and inserting in lieu thereof the word "city."

14. By striking out entire section "7."

15. By re-numbering sections 8 and 9 to be sections 7 and 8.

In the passage of which as thus amended the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

On motion of Mr. Wesselius,

The bill was re-committed to the committee on judiciary.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 27, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill Mo. 271, entitled

A bill to revise the charter of the village of Otsego, in the county of Allegan.

2. House bill No. 165, entitled

A bill to prevent fishing during the months of January, February, March and April in the inland lakes in the counties of Alpena and Presque Isle.

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The second named bill was read a first and second time by its title, and referred to the committee on fisheries.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 26, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

*Resolved* (the Senate concurring), That the Secretary of State be and he is hereby authorized to furnish to each employe and messenger of the House and of the Senate one copy of the Legislative Manual for this year, and cause their names respectively to be printed on the cover thereof,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,

The resolution was adopted.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 26, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

WHEREAS, Believing that our surplus should be used in strengthening our naval and coast defenses, in extending and encouraging inter-state commerce by a more liberal expenditure of money on internal improvements and in efforts directed toward placing our flag in its proper place among the commercial nations of the world; therefore

*Resolved* (the Senate concurring), That our Senators and Representatives in Congress be and are hereby requested to use their best efforts to secure the desired end, and also to use their influence toward the establishment and maintenance of more extended commercial relations with all parts of the world by all honorable means and methods.

*Resolved further*, That the Governor be requested to forward to each of our Senators and Representatives in Congress and to the President of the United States a copy of these resolutions.

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

On motion of Mr. Wesselius,

The concurrent resolution was referred to the committee on federal relations.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 26, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 166 (file No. 178), entitled

A bill to amend section 2116 of the compiled laws of 1871, as amended by act No. 48 of the session laws of 1877, the same being compiler's section 2247 of Howell's annotated statutes of Michigan relative to the destruction of wolves,

Which has passed the House by a majority vote of all the members elect and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on State affairs.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 26, 1889.* }

*To the President of the Senate :*

SIR—I am instructed by the House to transmit the following concurrent resolution:

*Resolved* (the Senate concurring), that a committee of six, consisting of three from the Senate and three from the House, be appointed to arrange and report a plan for the distribution of the Michigan Manual for 1889.

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,

The resolution was adopted.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 27, 1889.* }

*To the President of the Senate :*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 194, entitled

A bill to amend sections 1, 3 and 4 of act No. 280 of the public acts of 1887, entitled an act to protect the owners or keepers of stallions.

2. House bill No. 734, entitled

A bill to authorize and empower the township board of the township of Maple River in the county of Emmet, State of Michigan, to compromise, settle and discharge from liability Henry Bull, John D. Higgenbotham, Simon P. Dettweiler and John Plumb, (bondsmen of Mitchell M. Sanford, defaulting treasurer of said township) for less than the full amount thereof,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on agricultural interests.

The second named bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, March 27, 1889.* }

*To the President of the Senate :*

SIR—I am instructed by the House to re-transmit the following entitled bill:  
 Senate bill No. 235, entitled

A bill to legalize certain bridge bonds issued by the village of Charlevoix in the county of Charlevoix,

Which passed the House March 6 by a majority vote of all the members elect, as shown by former message.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

On motion of Mr. Fox,

The Senate adjourned.

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*Lansing, April 4, 1889.*

The Senate met and was called to order by the President at 2 o'clock P. M.  
Roll called: a quorum present.

Absent without leave: Mr. Blackwell.

On motion of Mr. Giddings,

Leave of absence was granted to Mr. Blackwell indefinitely on account of illness.

The President *pro tem.* announced that the time had arrived for the

SPECIAL ORDER,

Being the consideration of the following resolution:

*Resolved*, That Freeman B. Dickerson be declared duly elected as a member of the State Legislature from the Second Senatorial District, and that the seat of the Honorable Theodore Rentz be and the same is hereby vacated.

And the following substitute offered therefor:

*Resolved*, That the Hon. Theodore Rentz be declared duly elected Senator for the Second Senatorial District as a member of the Michigan Legislature, and that the contest of Freeman B. Dickerson be dismissed.

The question being on agreeing to the substitute,

Mr. Weeseliuss moved that the special order be postponed until tomorrow morning at 10 o'clock.

Pending which

Mr. Chapman moved to amend by making the time of the special order 2 o'clock P. M., tomorrow, instead of 10 o'clock A. M.

Which amendment was agreed to.

The motion as amended then prevailed.

PRESENTATION OF PETITIONS.

No. 398. By Mr. Grosfield: Remonstrance against the passage of the bill to incorporate the village of Highland Park, Wayne county.

Referred to the committee on cities and villages.

No. 399. By Mr. Colgrove: Petition of certain citizens of Barry county relative to the inspection of beef.

Referred to the committee on public health.

No. 400. By Mr. Colgrove: Petition of the State Cider and Fruit Manufacturers' association for the appointment of a food commissioner for the State of Michigan.

Referred to the committee on public health.

No. 401. By Mr. Gorman: Resolutions of Board of Supervisors of Monroe county in favor of House bill No. 116, relative to catching fish with hook and line.

Referred to the committee on fisheries.

No. 402. By Mr. Ranney: Petition of H. E. Hoyt and 80 others, in favor of the passage of Senate file No. 28, relative to township school system.

Referred to the committee on education and public schools.

No. 403. By Mr. Den Herder: Petition of J. N. Reynolds and 39 others of Ottawa county, on the same subject.

Same reference.

No. 404. By Mr. Harshaw: Petition of J. E. Fair, secretary of the Board of School Examiners of Alcona county, and 37 others on the same subject.

Same reference.

No. 405. By Mr. Griffey: Petition of citizens of Menominee county on the same subject.

Same reference.

No. 406. By Mr. Holbrook: Remonstrance of E. S. Burnett, Charles Wheelan, A. E. Phillips and 56 other residents of Shiawassee county against the repeal of the mortgage tax law.

Referred to the committee on judiciary.

No. 407. By Mr. Holbrook: Remonstrance of A. D. Bank, H. C. Everett, G. M. Towar and 35 other farmers and taxpayers against the passage of the grain inspection bill.

Referred to the committee on agricultural interests.

#### MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE,  
Lansing, March 28, 1899. }

*To the Senate :*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 115 (file No. 64), being

An act to amend section 9 of act No. 149 of the public acts of 1881, being an act to provide for the adoption and use of a standard form of fire insurance policies.

O. G. LUCE,  
Governor.

The message was laid on the table.

The President *pro tem.* also announced the following:

EXECUTIVE OFFICE,  
Lansing, March 28, 1899. }

*To the Senate :*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate joint resolution No. 20, being

A joint resolution authorizing and directing the Auditor General to receive for record and record all deeds, mortgages, discharge of mortgages, levies, *lis pendens*, liens or other papers entitled to record in the county of Isle Royale,



and to make duly certified copies of the same whenever requested, and fixing his compensation therefor.

C. G. LUCE, *Governor.*

The message was laid on the table.

COMMUNICATIONS FROM STATE OFFICERS.

The President *pro tem.* announced the following:

*Hon. Wm. Ball, President pro tem. of the Senate:*

SIR—In compliance with the following resolution:

*Resolved*, That the Board of State Auditors are hereby requested to furnish such information for the use of the Senate as may be in their possession in relation to the settlement made with the Northwestern Manufacturing Company, under the provisions of a joint resolution approved June 17th, 1887,

The Board of State Auditors would respectfully submit the following:

The Northwestern Manufacturing Co. presented to the board a petition asking the board to allow them twelve thousand dollars for damages sustained by them in consequence of the passage of act No. 186 of the laws of 1885, as by the provision of said act they were prohibited from carrying on their business of the manufacturing of oleomargarine and butterine.

Accompanying the petition was a copy of the proceedings had in the Wayne county circuit court, and also a copy of the inventory of the property turned over to the sheriff of Wayne county by the company.

The board in investigating the matter visited Detroit and made the following record:

*Claim—Northwestern Manufacturing Company of Detroit.*

In considering the claim, the Board of State Auditors met in the city of Detroit, on Monday, July 25, 1887, and examined the plant located at 29 Atwater street east, in said city. At their meeting held this 27th day of July, 1887, the following resolutions were unanimously adopted.

WHEREAS, The Legislature of the State of Michigan, in 1885, passed an act prohibiting the manufacture and sale of oleomargarine or butterine, and provided severe penalties for the violation of said act; and

WHEREAS, The Supreme Court of this State declared said law unconstitutional and void; and

WHEREAS, The Legislature of 1887 passed a joint resolution No. 19, ordered to take immediate effect, authorizing the Board of State Auditors to investigate the matter, and determine what amount if anything is equitably and justly due and owing to said North Western Manufacturing Co., and to settle, adjust, and allow such sum as shall be found to be just; therefore be it

*Resolved*, That the Board, after a careful consideration of the matter, cannot allow to said company any sum for the loss of its business, but in pursuance of said joint resolution it finds that the value of the property lost by reason of the premises was \$7,335.60. It is further

*Resolved*, That said Northwestern Manufacturing Company be allowed the sum of \$7,335.60, and payable to the order of the secretary and treasurer of said company.

In investigating the matter the board visited Detroit (as will be seen by their record), and, taking the inventory of the sheriff as a basis they obtained

the judgment of disinterested persons as to the value of the property, and on that and such other information as they could obtain made their award.

Very respectfully yours,

T. M. WILSON,

*Clerk of the Board of State Auditors.*

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, April 4, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 25 (file No. 61), entitled

A bill providing for the employment, defining the duties and fixing the compensation of a stenographer for the eighth judicial circuit, State of Michigan, and to provide for the collection and disposition of the stenographer's fee.

2. House bill No. 38 (file No. 12), entitled

A bill to amend the seventh and ninth clauses of section nine, of article two, and section ten, of article four, of act No. 198, of the session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," being compiler's sections 3323 and 3372 of Howell's annotated statutes, approved May 1, 1873; and to repeal act 177 of the session laws of 1877, entitled an act to amend the fifth and ninth clauses of section nine, of article two, and section ten, of article four, of act 198, of the session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in the State, approved May 22, 1877."

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on railroads.

#### THIRD READING OF BILLS.

Senate bill No. 272 (file No. 81, entitled

A bill to amend act No 276 of the public acts of 1887, entitled "An act to require security to be given on staying proceedings upon verdicts and judgments in the circuit courts of this State by adding a new section thereto to be known as section four,"

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Harshaw,	Mr. Bentz,
Barringer,	Giddings,	Holbrook,	Taylor,
Berry,	Gilmore,	Leavitt,	Toan,
Chapman,	Gorman,	McCormick,	Wesselius,
Colgrove,	Green,	Milnes,	Wisner,
Den Herder,	Griffey,	Nagel,	President
Dunstan,	Grosfield,	Palmer,	<i>pro tem.</i> , 30
Fox,	Gurney,	Ranney,	

## NAYS.

0

Title agreed to.

On motion of Mr. Dunstan,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 275 (file No. 65), entitled

A bill to exempt the Commercial Telegraph Company from the provisions of act No. 168 of the public acts of 1881, approved May 26, 1881,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Harshaw,	Mr. Ranney,
Barringer,	Giddings,	Holbrook,	Bentz,
Berry,	Gilmore,	Leavitt,	Taylor,
Chapman,	Gorman,	McCormick,	Toan,
Colgrove,	Grosfield,	Milnes,	Wisner,
Den Herder,	Gurney,	Nagel,	President
Dunstan,			<i>pro tem.</i> , 25

## NAYS.

0

Title agreed to.

On motion of Mr. Gilmore,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

## REPORTS OF STANDING COMMITTEES.

By the committee on asylums for the insane:

The committee on asylums for the insane, to whom was referred

Senate bill No. 107, entitled

A bill to amend section 37 of act No. 194 of the session laws of 1877, approved May 22, 1877, being section 1915 of chapter 46 of Howell's annotated statutes, relative to the Michigan Asylum and Eastern Michigan Asylum for the Insane,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend section 33 of act No. 135 of the public acts of 1885, entitled "An act to amend, revise and consolidate the laws organizing asylums for the insane, and regulating the care and management thereof, and of the inmates therein, and to repeal act 164, laws of 1859; also act 194, laws of 1877; also act 91, laws of 1873, and the acts amendatory thereto; also act 172, laws of 1873," approved June 3, 1885,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

ROSWELL LEAVITT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Leavitt,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

#### GENERAL ORDER.

On motion of Mr. Milnes,

The Senate went into committee of the whole on the general order,

Whereupon the President called Mr. Gorman to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

#### I.

The committee of the whole have had under consideration the following:  
House bill No. 70 (file No. 137), entitled

A bill to authorize the common council of the city of Iron Mountain, in the county of Menominee, to prescribe by ordinance the time and manner of assessing and collecting the tax upon dogs in said city.

Senate bill No. 327 (file No. 90), entitled

A bill to amend sections 3 and 7 of act No. 37 of the public acts of 1883, entitled "An act to incorporate the Grand Army of the Republic, department of Michigan, and subordinate posts of the Grand Army of the Republic, approved April 21, 1883, as amended by act number 155 of the public acts of 1887, approved June 7, 1887.

Senate bill No. 328 (file No. 91), entitled,

A bill to authorize the leasing of public buildings and parts thereof in this State to Grand Army Posts at a nominal rent.

Senate bill No. 109 (file No. 94), entitled

A bill to make an appropriation for completing the decorations of the rooms, halls, corridors and library of the state capitol.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommended their passage.

#### II.

The committee of the whole have also had under consideration the following:

Senate bill No. 129 (file No. 89), entitled

A bill to provide for the purchase and distribution of a volume containing the general laws of this State, with a digest of court decisions thereon and to be known as volume three (3), Howell's annotated statutes.

Senate bill No. 269 (file No. 82), entitled

A bill to provide for the incorporation of subordinate temples of honor and temperance.

Senate bill No. 270 (file No. 83), entitled

A bill to provide for the incorporation of subordinate courts of the Ancient Order of Foresters.

House bill No. 244 (file No. 95), entitled

A bill to legalize and validate all the proceedings had concerning the issuing of certain bonds issued by the township of Briley, in the county of Montmorency, State of Michigan, for the purpose of paying the outstanding legal indebtedness of said township.

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

### III.

The committee of the whole have also had under consideration the following:

House bill No. 553 (file No. 244), entitled

A bill to provide funds to restrict the spread of dangerous, contagious and communicable diseases,

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

JAS. S. GORMAN, *Chairman.*

Report accepted.

The first named bills were placed on the order of third reading of bill.

On motion of Mr. Gorman,

The Senate concurred in the amendments made to the second named bills, and the same were placed on the order of third reading of bills.

On motion of Mr. Gorman,

The Senate concurred in the recommendation of the committee regarding the third named bill, and all after the enacting clause thereof was stricken out.

On motion of Mr. Gorman,

The title and enacting clause of said bill were laid on the table.

By unanimous consent,

The Senate took up the order of

### REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 320 (file No. 207), entitled

A bill to incorporate the city of Ironwood, in the county of Gogebic,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with the accompanying substitute therefor, entitled

A bill to incorporate the city of Ironwood, in the county of Gogebic,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

EDWIN G. FOX, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Fox,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

On motion of Mr. Dunstan,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Gurney,	Mr. Palmer,
Barringer,	Galbraith,	Harshaw,	Ranney,
Berry,	Giddings,	Holbrook,	Rentz,
Chapman,	Gilmore,	Leavitt,	Taylor,
Colgrove,	Gorman,	McCormick,	Toan,
Den Herder,	Green,	Milnes,	President
Dunstan,	Griffey,	Nagel,	<i>pro tem.</i> , 27

#### NAYS.

Mr. Wisner,

1

Title agreed to.

On motion of Mr. Dunstan,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report, concerning Senate (manuscript) bill No. 235, entitled

A bill to legalize certain bridge bonds issued for the village of Charlevoix in the county of Charlevoix:

That said bill was reported on March 13, last, "as correctly enrolled, signed and presented to the Governor," that having been re-referred to this committee, the committee on engrossment and enrollment have again compared the original with the engrossed and enrolled copy thereof then presented to the Governor, and find that no change has been made in either the original or said engrossed and enrolled copy, and that the same is correctly enrolled, and has been again presented to the Governor in its original form.

O. G. GRIFFEY, *Acting Chairman.*

Report accepted.

On motion of Mr. Holbrook,

The Senate adjourned.

*Lansing, April 5, 1889.*

The Senate met and was called to order by the President, *pro tem.* at 2 o'clock P. M.

Prayer by the Rev. Mr. Mead.

Roll called: a quorum present.

By unanimous consent the Senate took up the order of

REPORTS OF STANDING COMMITTEES.

By the committee on Soldiers' Home:

The committee on Soldiers' Home, to whom was referred

House bill No. 137 (file No. 205), entitled

A bill making an appropriation for the current expense of the Michigan Soldiers' Home and other expense necessary to the maintenance and improvement thereof for the years 1889 and 1890,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on finance and appropriations.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 61 (file No. 25), entitled

A bill providing for the employment, defining the duties and fixing the compensation, of a stenographer for the 8th judicial circuit, State of Michigan, and to provide for the collection and disposition of the stenographer's fee,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 273 (file No. 93), entitled

A bill to authorize any corporation organized under the laws of this State to sell its property, franchises, right and privileges to any other corporation organized under the same or similar law of this State for the same corporate purposes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment,

and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on insurance:

The committee on insurance, to whom was referred

Senate bill No. 49, entitled

A bill to regulate the form of policy and contract under which insurance shall be granted and the amount to be paid by insurance companies in cases of loss by the assured, and to prevent combinations and compacts, and to repeal inconsistent acts,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that it be printed for the use of the committee.

PHILIP T. COLGROVE, *Chairman.*

Report accepted.

On motion of Mr. Colgrove,

The bill was ordered printed for the use of the committee.

By the committee on insurance:

The committee on insurance, to whom was referred

Senate bill No. 164, entitled

A bill to amend chapter 131 of Howell's annotated statutes of the State of Michigan, being an act entitled "An act in relation to life insurance companies transacting business within this State," as heretofore amended by adding thereto one new section to be known as section 31, and intended to prevent discrimination or deception in insuring lives,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that it be printed for the use of the committee.

PHILIP T. COLGROVE, *Chairman.*

Report accepted.

On motion of Mr. Colgrove,

The bill was ordered printed for the use of the committee.

By the committee on insurance:

The committee on insurance, to whom was referred

Senate bill No. 110, entitled

A bill to amend sections 6, 12, 13, 20 and 42, and to repeal section 34 of an act entitled "An act relative to the organization and powers of fire and marine insurance companies transacting business within this State," approved April 3, 1869, as amended and supplemented by the various acts amendatory thereof and supplementary thereto, and to amend section 6 of an act entitled "An act to prevent the soliciting or issuing of unauthorized fire or inland marine insurance policies in this State," approved May 12, 1881, to add a new section to chapter 133 of Howell's annotated statutes, to stand as section 43, and to repeal all acts and parts of acts in conflict with the provisions of this act,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that it be printed for the use of the committee.

PHILIP T. COLGROVE, *Chairman.*



Report accepted.  
 On motion of Mr. Colgrove,  
 The bill was ordered printed for the use of the committee.

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 4, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate substitute for House bill No. 320, entitled

A bill to incorporate the city of Ironwood, in the county of Gogebic,

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. OROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate substitute for House bill No. 320, entitled

A bill to incorporate the city of Ironwood in the county of Gogebic.

JAS. W. MCCORMICK, *Chairman.*

Report accepted.

#### PRESENTATION OF PETITIONS.

No. 408. By Mr. Harshaw: Affidavit of John A. McDonald, relative to winter fishing in Long Lake, Alpena county.

Referred to the committee on fisheries.

No. 409. By Mr. Harshaw: Petition of Bolton & McRae and 38 others of Alpena county, on the same subject.

Same reference.

No. 410. By Mr. Harshaw: Petition of E. O. Avery and 36 other residents of Alpena county, on the same subject.

Same reference.

The President *pro tem.* announced that the time had arrived for the

#### SPECIAL ORDER,

Being the consideration of the following resolution:

*Resolved*, That Freeman B. Dickerson be declared duly elected as a member of the State Legislature from the Second Senatorial District, and that the seat of the Honorable Theodore Rentz be and the same is hereby vacated,

And the following substitute offered therefor:

*Resolved*, That the Hon. Theodore Rentz be declared duly elected Senator for the Second Senatorial District as a member of the Michigan Legislature, and that the contest of Freeman B. Dickerson be dismissed.

The question being on agreeing to the substitute,  
 After some discussion thereon,  
 On motion of Mr. Fox,  
 The Senate took a recess until 7.30 o'clock P.M.

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AFTER RECESS.

7:30 o'clock P. M.

The Senate met, and was called to order by the President *pro tem*.  
 A quorum present.  
 Mr. Giddings moved that there be a call of the Senate;  
 Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary, and the following senators were reported absent without leave:

Messrs. Green and Milnes.

On motion of Mr. Chapman,

All further proceedings under the call were dispensed with.

Mr. Den Herder moved that when the Senate adjourn to-day it stand adjourned until to-morrow morning at 9 o'clock;

Which motion did not prevail.

The Senate resumed the

SPECIAL ORDER,

Being the consideration of the following resolution:

*Resolved*, That Freeman B. Dickerson be declared duly elected as a member of the State Legislature from the Second Senatorial District, and that the seat of the Honorable Theodore Rentz be and the same is hereby vacated,

And the following substitute offered therefor:

*Resolved*, That the Hon. Theodore Rentz be declared duly elected Senator for the Second Senatorial District as a member of the Michigan Legislature, and that the contest of Freeman B. Dickerson be dismissed.

The question being on agreeing to the substitute,

The substitute was then agreed to, a majority of the Senators voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Barringer,	Mr. Gorman,	Mr. McCormick,	Mr. Taylor,
Colgrove,	Grosfield,	Milnes,	Toan,
Den Herder,	Gurney,	Nagel,	Wisner,
Galbraith,	Harshaw,	Palmer,	President
Giddings,	Holbrook,	Ranney,	<i>pro tem.</i> , 19

NAYS.

Mr. Babcock,	Mr. Dunstan,	Mr. Green,	Mr. Leavitt,
Berry,	Fox,	Griffey,	Wesselius,
Chapman,	Gilmore,		

The question then being on the resolution as substituted,

The same was adopted, a majority of the Senators voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barringer,	Mr. Gorman,	Mr. McCormick,	Mr. Taylor,
Colgrove,	Grosfield,	Milnes,	Toan,
Den Herder,	Gurney,	Nagel,	Wisner,
Galbraith,	Harshaw,	Palmer,	President
Giddings,	Holbrook,	Ranney,	<i>pro tem.</i> , 19

## NAYS.

Mr. Babcock,	Mr. Dunstan,	Mr. Green,	Mr. Leavitt,
Berry,	Fox,	Griffey,	Wesselius,
Chapman,	Gilmore,		10

The President *pro tem.* thereupon declared the Honorable Theodore Rentz duly elected Senator for the Second Senatorial District as a member of the Michigan Legislature, and the contest of Freeman B. Dickerson dismissed.

On motion of Mr. McCormick,  
The Senate adjourned.

*Lansing, Saturday, April 6, 1889.*

The Senate met and was called to order by the President *pro tem.* at 2 o'clock P. M.

Roll called: not a quorum present.

Absent without leave: Messrs. Babcock, Barringer, Colgrove, Den Herder, Dunstan, Fox, Galbraith, Giddings, Gilmore, Gorman, Green, Griffey, Grosfield, Harshaw, Milnes, Nagel, Palmer, Ranney, Rentz, Town, Wesselius, Wisner.

On motion of Mr. Holbrook,  
The Senate adjourned.

*Lansing, April 8, 1889.*

The Senate met and was called to order by the President at 2 o'clock P. M.  
Religious exercises by the Rev. Mr. Beale.

Roll called: a quorum present.

Absent without leave: Messrs. Barringer, Berry, Colgrove, Fox, Gilmore, Gorman, Grosfield, Gurney, Nagel, Palmer, Rentz and Toan.

On motion of Mr. Green,  
The Senate adjourned.

*Lansing, April 9, 1889.*

The Senate met and was called to order by the President *pro tem.*, at 2 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Nagel, Palmer, Toan and Wesselius.

By unanimous consent,

Leave of absence was granted to Mr. Palmer for the day.

On motion of Mr. Dunstan,

Leave of absence was granted to Mr. Wesselius for the rest of the week.

On motion of Mr. Grosfield,

Leave of absence was granted to Mr. Nagel for the day.

#### PRESENTATION OF PETITIONS.

No. 411. By Mr. Ball: Petition of Henry Huson and many others, asking for amendment to the game warden law.

Referred to the committee on fisheries

No. 412. By Mr. Ball: Remonstrance of Finerty Smith, J. O. Taft and others against the passage of House bill No. 558, relative to the inspection of grains.

Referred to the committee on agricultural interests.

No. 413. By Mr. Galbraith: Petition of P. W. Johnson, Wm. Westfall, B. G. Campbell and 53 others, asking for the passage of the Watts bill, relative to the inspection of neat cattle.

Referred to the committees on agricultural interests and public health.

No. 414. By Mr. Milnes: Petition of many citizens of Calhoun county on the same subject.

Same reference.

No. 415. By Mr. Colgrove: Petition of many citizens of Barry county on the same subject.

Same reference.

No. 416. By Mr. Colgrove: Petition of many other citizens of Barry county on the same subject.

Same reference.

No. 417. By Mr. Dunstan: Resolution of the village council of Bessemer favoring the incorporation of the city of Bessemer.

Referred to the committee on cities and villages.

No. 418. By Mr. Gorman: Petition of 19 farmers of Lodi township, Washtenaw county, asking for the inspection of beef on the hoof.

Referred to the committees on agricultural interests and public health.

No. 419. By Mr. Leavitt: Resolutions of McPherson Post No. 18, G. A. R., of Detroit city, relative to the temporary relief of needy comrades.

On motion of Mr. Leavitt,

The resolution was read at length, and spread at large on the Journal, as follows:

Resolutions unanimously adopted by McPherson Post (Traverse City) No. 18, Department of Michigan, G. A. R., at a regular meeting on March 21, 1889:

WHEREAS, There are many of our comrades who from the many hardships and dangers they endured in the service of their country are now suffering from premature old age and many indistinct diseases, directly or indirectly traceable to their service, and are not in possession of such proof as required by the government to secure a pension, and each succeeding year renders such evidence still more difficult to obtain; and

WHEREAS, Many of the comrades are still living with the beloved wife of their youth and cannot for one moment think of being separated and sent to the Soldiers' Home and their devoted wife left to the charity of friends or sent to the poorhouse; and

WHEREAS, Many of them are able and do earn most of their support, and are still willing to work all they are able in spite of their increasing years, and many have suffered accidents which render them unable to perform much labor; and

WHEREAS, The G. A. R. is doing all it can through its relief committees and that grand auxiliary organization, the Woman's Relief Corps, of which the world knows but little, to relieve their wants. Therefore

*Resolved*, That we earnestly request our Senator and Representative to do all in their power to enact such laws as may secure such relief and assistance at their homes as they may require.

LEVI SOULE,  
*Commander.*

A. S. DOBSON,  
*Adjutant.*

Referred to the committee on military affairs.

No. 420. By Mr. Grosfield: Petition of A. Stuck and 219 others of Huron, Wayne county, asking for the passage of House bill No. 143 (file No. 63), relative to the erection of fish shutes.

Referred to the committee on fisheries.

#### REPORTS OF STANDING COMMITTEES.

By the committee on finance and appropriations:

The committee on finance and appropriations, to whom was referred House bill No. 45 (file No. 200), entitled

A bill to provide for the recompilation and copying of the records in the office of the Adjutant General pertaining to the enlistment, muster, and final disposition of the volunteer soldiers from this State during the war of the rebellion, and to make an appropriation therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on fisheries:

The committee on fisheries, to whom has been intrusted by the Senate the duty of investigating the work of the board of fish commissioners hereby respectfully reports:

That the committee of the Senate, conjointly with the committee of the House of Representatives, visited the hatchery at Paris on the first day of

February, and made a careful examination of the work there done in the propagation of trout. There was every evidence that the interests of the State are cared for, to the best advantage. The building, 82½x40 feet, is in every way fitted for the work. The interior arrangements seem almost perfect. Your committee saw trout during the various stages, and we say that the trout hatchery at Paris has become a valuable food supply. The committee visited the breeding ponds, saw the fish feeding, found about 15,000 breeding trout in the ponds, and investigated the interests of the State, both at the ponds and in the buildings as carefully as possible. Of the work done some conception may be formed when it is here stated that the orders for trout fry throughout the State since 1883 are as follows:

In 1883.....	14 orders
1884.....	38 "
1885.....	49 "
1886.....	75 "
1887.....	121 "
1888.....	163 "

These figures show the value placed by our people on the propagation of trout.

When the committee was at Paris there were about 3,000,000 eggs, of which 100,000 were hatched. There were also 8,000 Adirondack trout, contributed by the New York Commission, and 20,000 German trout, supplied by the U. S. Fish Commission. This German trout closely resembles our own brook trout.

The Commission in distributing trout considers the nature of the water for which they are asked. As a matter of economy to the State this an important feature of the work. Unless the stream is suitable, it is a waste of money to plant trout. For this reason the Commission has investigated the waters of a large portion of the State, and when a demand for trout is sent to the Superintendent, Mr. W. D. Marks, he has a fair knowledge as to whether the fish will thrive in the stream. But, in addition, he sends to the applicant a blank requesting information as to the temperature and other qualities of the water. If all is satisfactory the fish will be sent; if not, the order is not filled. If trout is not suitable for a stream for which they are asked, black bass, wall-eyed pike, or some suitable fish will be sent.

At Paris the water supply has become an important consideration. The purchase of 80 acres of land adjoining the State property seems to your committee an absolute necessity if the work is to be continued. In a few years, even if the hatchery were discontinued, the land would be worth much more than is now asked for it. The committee, therefore, recommends that the lands should be bought.

Your committee visited the Grayling pond, but it was frozen over. Every evidence, however, goes to show that in certain streams the cultivation of this fish is profitable.

On February 4 the committee visited the Detroit hatchery. The propagation of whitefish is of very great importance to the State. Our lakes were almost depleted of this fish until the State took up the work of re-stocking them.

In Detroit your committee found the building admirably suited to its purpose and well cared for, the work going on in a satisfactory manner and the

whole institution a credit to the State. The number of fish hatched has been greatly increased. For reasons hereinafter mentioned the jars of the Petoskey hatchery have been moved to Detroit, and your committee respectfully states that the reasons given by the Board of Fish Commissioners for doing this meet with our full approval.

At the date of your committee's visit to the Detroit hatchery there were about 67,000,000 eggs on hand. Last year over 50,000,000 young fish were planted. The Board of Fish Commissioners, knowing the necessity of extending the work, desire to have the means of doing so, and your committee respectfully recommends that the appropriations asked for shall be granted. We have evidence that the increase of whitefish in our lakes within the past few years is entirely owing to the work of the State in this direction. Practical fishermen unanimously say so. For this reason your committee recommends the appropriation.

We visited the carp hatchery at Glenwood, Cass county. The carp is not so well known as it deserves to be. It is adapted to some waters where some other fish will not thrive. At our visit to Glenwood we found 20,000 carp in the ponds, of which there are eight. Under the main building is a pond, fed by a spring, and this is the winter quarters of the fish. The dimensions of the building are 18x20 feet. The State is fortunate in acquiring the property, and in the management of Mr. Wells. The amount asked per annum is \$575. Your committee recommends that this be granted.

The committee approves the action of the Board of Fish Commissioners in abandoning the station at Petoskey as a whitefish hatchery. The temperature of the water is so high that the fish hatched before they could be planted. In addition to this it contains a vegetable matter destructive to the eggs. The building was erected on the understanding that the supply of water should be from the lake. Unfortunately the expectation was a disappointment. When the well was sunk at the edge of the lake water from the heights and banks percolated and filled it, and it has proved unfit for fish hatching purposes. We therefore recommend that the State property there be sold for what it will bring, and that the Board of Fish Commissioners account to the State for the same.

The board has asked an appropriation for a hatchery in the Northern Peninsula. Your committee, after full consideration of the subject, deems it best, for the present, to recommend that \$500 be appropriated for a proper investigation as to the best location for such a hatchery, in case its establishment should be considered advisable.

With this the committee submits to the Senate the estimates made by the Board of Fish Commissioners for the ensuing two years, from July 1, 1889, to July 1, 1891. With the exception that we reject the proposition for a northern hatchery and insert the appropriation of \$500 for investigation of this subject your committee indorses the report of the board, and recommends the estimates therein made. In the estimates of the board the Senate will find the details of the expenses, and, after careful examination of these details, your committee recommends the adoption of the estimates.

## STATE BOARD OF FISH COMMISSIONERS.

ESTIMATES, JULY 1, 1889, TO JULY 1, 1890; AND JULY 1, 1890, TO  
JULY 1, 1891.

## I.—CURRENT—JULY 1, 1889, TO JULY 1, 1890.

1. Commissioners' (8) expenses.....	\$750 00
2. Secretary and office.....	2,068 00
3. Superintendent.....	1,800 00
4. Detroit Station.....	7,782 50
5. Paris Station.....	4,695 00
6. Glenwood Station.....	575 00
7. Experiments with Muskallonge and Sturgeon.....	2,850 00
8. Special fishery reports and statistics in accordance with Act 141, 1888..	1,000 00
9. Examination of inland lakes.....	1,200 00
10. Maintenance of car, \$287; transportation of Black Bass, \$150.....	887 00
11. Add for Northern Hatchery.....	4,500 00
Total .....	<u>\$27,052 50</u>

## II.—SPECIAL—PERMANENT IMPROVEMENTS.

1. Detroit Station.....	\$3,442 00
2. Paris Station.....	3,610 00
3. Balance on car, \$1,000; outfit, \$125.....	1,125 00
4. New Northern Hatchery.....	18,000 00
Total.....	<u>\$36,177 00</u>

## RECAPITULATION.

	Without Northern Hatchery.
I. Current: First year.....	\$22,552 50
Second year.....	22,552 50
II. Special.....	8,177 00
Total for two years .....	<u>\$53,282 00</u>
Investigation grant.....	500 00
	<u>\$53,782 00</u>

## ESTIMATES IN DETAIL.

## I.—CURRENT EXPENSES.

## 1. Commissioners—

Their duties require attendance at monthly board meetings; inspection of work gathering ova; inspection of stations and crews in the field examining inland waters; attending legislative committees. They have no railroad passes, and receive no compensation.....

\$750 00



## 2. Secretary and office—

Salary, \$1,200; expenses, \$200.....	\$1,400 00	
Office rent, \$228; lights, \$15.....	248 00	
Stationery, postage and binding, \$300; copying, \$120.....	420 00	
		<u>\$2,068 00</u>

## 3. Superintendent—

Salary, \$1,200; expenses, \$600.....	\$1,800 00	1,800 00
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## 4. Detroit Station—

Overseer's salary, \$1,080; Overseer's expenses, \$300.....	1,380 00	
Salaries of three Assistants at \$40.....	1,440 00	
Expense of taking ova of Whitefish and Pickerel.....	1,800 00	
Ground rent.....	200 00	
Water rates.....	700 00	
Royalty on 1,000 jars.....	500 00	
Telephones.....	90 00	
Insurance on house and jars.....	100 00	
Lights and fuel.....	95 00	
Repairs and incidentals.....	200 00	
Rent of Fort Wayne fishery.....	187 50	
Add if capacity is doubled—		
For extra men taking ova, planting, etc.....	240 00	
For 2 additional fisheries.....	900 00	
		<u>7,732 50</u>

## 5. Paris Station—

Overseer's salary, \$720; expenses, \$100.....	\$820 00	
2 Assistants' salaries, \$1,080; expenses, \$85.....	1,165 00	
2 Assistants' salaries, \$960; expenses, \$60.....	1,020 00	
1 man, general work.....	235 00	
Fish food (15,000 stock fish).....	400 00	
Keep of team.....	150 00	
Current Repairs—2 dwellings, \$25; 2 hatcheries, \$100; shop, barn, office, fences and grounds, \$65; hardware and paints, \$45; lights and fuel, \$150.....	385 00	
Extra teaming, help and expenses planting Brook Trout, California Trout, Schoodic Salmon and Lake Trout.....	225 00	
Extra help and expense, Grayling work.....	175 00	
Insurance, \$80; telephone, \$40.....	120 00	
		<u>4,695 00</u>

## 6. Glenwood Station—

Rent of ponds and salary of Overseer.....	\$500 00	
Expenses, fish food, etc.....	75 00	
		<u>\$575 00</u>

## 7. Experiments with Muskallonge and Sturgeon—

## Sturgeon—

Board of men, \$70; transportation, \$25.....	\$95 00	
Extra help 2 men, \$180; boat hire, \$50; planting, \$200.....	380 00	
Cost of fish, \$250; seines, \$100.....	350 00	

**Muskallonge—**

Board of men, \$70; transportation, \$25.....	\$95 00	
Extra help 2 men, \$180; boat hire, \$50; planting, \$200....	380 00	
Cost of fish.....	250 00	
Pound-net and setting, for experiments with Whitefish and Salmon Trout for eggs to supply hatcheries.....	800 00	
		<hr/> \$2,850 00

**8. Special Fishery Reports—**

Salaries of men, \$400; transportation and subsistence, \$800.	\$1,000 00	1,000 00
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**9. Examination of Inland Lakes—**

8 extra men, \$800; transportation of crews and outfit (three months), and from regular to special fields, \$150.....	450 00	
Subsistence of crew.....	450 00	
Cartage of boats and camp equipment from one lake or river to another, boat hire and incidentals.....	800 00	
		<hr/> 1,200 00

**10. Maintenance of Car—**

Lights, \$7; repairs, \$100; provisions, \$180.....	\$287 00	
Extra men, cartage, boat hire and incidentals in capture and planting of Black Bass to lakes and rivers.....	150 00	
		<hr/> 387 00
		<hr/> \$22,552 50

**11. Northern Hatchery—**

Add for Overseer's salary and expenses, Assistants' salaries and ex- penses, fish food, repairs, insurance and incidentals.....	4,500 00	
		<hr/> \$27,052 50

**II.—SPECIAL—PERMANENT IMPROVEMENTS.****1. Detroit Station—****Estimated cost of enlarging hatchery to double its present capacity—**

8 large storage tanks.....	\$320 00	
2 small storage tanks.....	80 00	
Standards for extra tiers of jars.....	50 00	
524 new hatching jars, at \$2.35 each.....	1,231 40	
Painting, \$300; gate valves, elbows, piping, and making water and waste connection, \$400.....	700 00	
Engine and fittings to warm hatchery, and, to pump in case of failure of water supply.....	600 00	
30 new crates for holding fish for ova taking.....	800 00	
		<hr/> \$3,281 40

**2. Paris Station—**

1. Tank (80 barrel) for fire protection, 16 feet platform, connections and piping 300 feet.....	\$280 00
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2. Fencing for 80 acres and meander of creek.....	\$800 00	
3. Clearing land, cut or burned over, and to finish required grading.....	100 00	
4. Five new stock ponds in connection with the present pond system on Cheney creek, stone walls, spawning races and plank spawning ponds.....	500 00	
5. Additional trays to complete equipment for the new house, new cans and repairs.....	150 00	
6. 12-inch pump log connection from Buckhorn to Cheney creek .....	280 00	
7. Purchase of land to preserve timber and control streams to protect fish ponds .....	2,000 00	
		8,610 00
3. Balance on car (due July 1, 1889).....	\$1,000 00	
Outfit, lamps, \$80; curtains, \$12; bedding, \$65.....	107 00	
Dishes and incidentals.....	18 00	
		1,125 00
4. Northern Hatchery—		
For purchase of land.....	\$2,500 00	
Dwelling for Overseer, barns, etc.....	1,500 00	
Hatchery 40x150 feet, with all Trout-work fittings.....	8,500 00	
1,000 jars and Whitefish apparatus.....	2,350 00	
Frames, tanks, screens, overflows and water-feed connection.....	600 00	
Ponds for stock fish, waste ditch, spawning ponds and races, 15 pairs.....	1,500 00	
Nursery ponds.....	250 00	
Grading, fencing, clearing, etc.....	800 00	
		\$18,000 00

Your committee would further suggest that the question of the increase or extinction of fish in the waters of the State is one that affects thousands of our citizens. There are large interests involved in this business. Capital and labor are both interested. The State has done much to encourage both, but where the outlay is comparatively so small, your committee hopes that the Senate will further encourage this beneficent work. On every hand we have heard favorable reports of what has been done. From practical fishermen, from sportsmen and from humble laborers and others living near our lakes and streams we have learned, by diligent inquiry and by petitions sent to us, that the labors of the commission and the expenditures of the State have not only added to our wealth but have given a food supply to our people which can scarcely be appreciated except by those who have investigated this matter as your committee has done.

T. S. GURNEY, *Chairman.*

Report accepted.

By the committee on counties and townships:

The committee on counties and townships, to whom was referred Senate bill No. 135, entitled

A bill to authorize the township board of the township of Grand Rapids to provide and maintain street lamps for the lighting of the streets and highways of the west one-half of section 29 in said township,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. DEN HERDER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on counties and townships:

The committee on counties and townships, to whom was referred

Senate bill No. 136, entitled

A bill to provide for the construction and maintenance of sidewalks in the township of Grand Rapids, in the county of Kent, and to levy a tax therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. DEN HERDER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on counties and townships:

The committee on counties and townships, to whom was referred

Senate bill No. 137, entitled

A bill to authorize the township board of the township of Grand Rapids, in the county of Kent, to establish and maintain a fire district within the limits of section 29 of said township, and to provide fire protection within the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. DEN HERDER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 284, entitled

A bill to incorporate the village of Highland Park in the county of Wayne,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Ranney,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 674, entitled

A bill to incorporate the city of Bessemer in the county of Gogebic,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Ranney,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Dunstan,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Grosfield,	Mr. Ranney,	
Barringer,	Fox,	Gurney,	Rentz,	
Berry,	Galbraith,	Harshaw,	Taylor,	
Blackwell,	Giddings,	Holbrook,	Wisner,	
Chapman,	Gilmore,	Leavitt,	President	
Colgrove,	Gorman,	McCormick,	<i>pro tem.</i>	26
Den Herder,	Griffey,	Milnes,		

#### NAYS.

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Title agreed to.

On motion of Mr. Dunstan,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 271, entitled

A bill to revise the charter of the village of Otsego, in the county of Allegan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Ranney,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. McCormick,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barringer,	Mr. Dunstan,	Mr. Grosfield,	Mr. Milnes,
Berry,	Fox,	Gurney,	Ranney,
Blackwell,	Galbraith,	Harshaw,	Taylor,
Chapman,	Giddings,	Holbrook,	Wisner,
Colgrove,	Gorman,	Leavitt,	President
Den Herder,	Griffey,	McCormick,	<i>pro tem.</i> ,
			23
			0

## NAYS.

Title agreed to.

On motion of Mr. McCormick,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on railroads:

The committee on railroads, to whom was referred

Senate bill No. 51, entitled

A bill to regulate the amount which telephone companies doing business in this State can charge for the use of its instruments,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

C. G. GRIFFEY, *Chairman.*

Report accepted.

On motion of Mr. Wisner,

The consideration of the bill was indefinitely postponed.

## MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE, }  
Lansing, April 9, 1889. }

To the Senate:

I have this day approved, signed and deposited in the office of the Secretary of State

Senate substitute for House bill No. 320, being

An act to incorporate the city of Ironwood, in the county of Gogebio.

C. G. LUCE,  
*Governor.*

The message was laid on the table.

The President *pro tem.* also announced the following:

EXECUTIVE OFFICE,  
Lansing, April 9, 1889. }

*To the Senate :*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 235, being

An act to legalize certain bridge bonds issued by the village of Charlevoix, in the county of Charlevoix.

C. G. LUCE, *Governor.*

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES,  
Lansing, April 4, 1889. }

*To the President of the Senate :*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 375, entitled

A bill to amend sections 1, 2, 3, 4, 5, 6, 8 and 9 of act No. 253 of the said acts of 1887, entitled "An act providing for two voting precincts for the township of Calumet in the county of Houghton, defining the limits thereof, providing for a new registration of the voters thereof, and determining who shall be inspectors of election therein," approved March 30, 1877,

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES,  
Lansing, April 4, 1889. }

*To the President of the Senate :*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

1. Senate bill No. 70 (file No. 44), entitled

A bill to amend section 1 of an act entitled "An act to authorize proceedings by garnishment in the circuit courts and the district court of the Upper Peninsula," approved March 16, 1861, as the same has been amended by the several acts amendatory thereof, the same being section 8058 of Howell's annotated statutes of the State of Michigan.

2. Senate bill No. 64 (file No. 41), entitled

A bill to prohibit dealers in second-hand goods, junk shop keepers, peddlers of tinware and rag and paper buyers, pawnbrokers and hawkers from purchasing any goods, thing, article, or articles from minors without the written consent of the parent or guardian of such minor.

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,  
**DANIEL L. CROSSMAN,**  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 4, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 211 (file No. 235), entitled

A bill to re-incorporate the village of Olio, in the county of Genesee, and to repeal act number 259 of the session laws of 1873, entitled "An act to incorporate the village of Olio," approved April 18, 1873, and all acts amendatory thereof.

Which has passed the House by a majority vote of all the members elect and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
**DANIEL L. CROSSMAN,**  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 4, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled joint resolution:

House joint resolution No. 28 (file No. 13), entitled

A joint resolution directing the Board of State Auditors to settle a claim of Lucius C. Wood of Ionia county, Michigan, against the State of Michigan, for moneys expended in the purchase of the northeast quarter of the southeast quarter, the southeast quarter of the southeast quarter, and the southwest quarter of the southeast quarter of section No. 7, in town 4 north, of range 6 west, in the State of Michigan, and improvements and expenditures thereon.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
**DANIEL L. CROSSMAN,**  
*Clerk of the House of Representatives.*

The joint resolution was read a first and second time by its title and referred to the committee on banks and incorporations.



The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, April 9, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 348 (file No. 225), entitled

A bill to amend section 11 of act number 198 of the public acts of 1879, entitled "An act to provide for the regulation and enforcement of assignments for the benefit of creditors," as amended by act number 278 of the public acts of 1881, being section 8749 of Howell's annotated statutes.

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

This bill was read a first and second time by its title, and referred to the committee on judiciary.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, April 9, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 177 (file No. 58), entitled

A bill giving the assent of the Legislature of the State of Michigan to the grant of moneys from the United States by act of Congress, approved March 2, 1887, being an act to establish agricultural experimental stations in connection with the colleges established in the several States under the provisions of an act of Congress, approved July 2, 1862, and acts supplementary thereto.

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, April 9, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 19 (file No. 226), entitled

A bill to authorize executors, administrators and guardians who have been appointed by letters in another State to commence and prosecute suits or actions in this State, and to sue out executions and discharge mortgages or other liens.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on judiciary.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 5, 1889.*

*To the President of the Senate:*

SIR—I am instructed by the House relative to the joint committee authorized to determine a plan for the distribution of the Legislative Manual.

Now to inform the Senate that Messrs. Waite, Turner and Gregory have been appointed as such committee on the part of the House.

Very respectfully,  
DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The President *pro tem.* announced as such committee on the part of the Senate Messrs. Gurney, Holbrook and Grosfield.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 6, 1889.*

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 267 (file No. 223), entitled

A bill to provide for the discharge from record of notices of the pendency of suits in chancery.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on judiciary.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 6, 1889.*

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following joint resolution, entitled

House joint resolution No. 16, entitled

Joint resolution to refund to Ruth Ann June money paid by her for the

purchase price of lands purchased of the State, and re-sold by the State to other parties.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The joint resolution was read a first and second time by its title and referred to the committee on public lands.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, April 5, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 301 (file No. 228), entitled

A bill to empower the common council of the city of Detroit to borrow money for the purpose of improving the boulevard.

2. House bill No. 20 (file No. 229), entitled

A bill supplemental to the charter of the city of Detroit, and relating to parks, boulevards and other public grounds in said city. And to repeal act No. 374, local acts of 1879, entitled an act to provide for the establishment and maintenance of a broad street or boulevard about the limits of the city of Detroit and through portions of the townships of Hamtramck, Greenfield and Springwells, in the county of Wayne, approved May 21, 1879.

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on labor interests.

The second named bill was read a first and second time by its title, and referred to the committee on labor interests.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, March 6, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 492 (file No. 158), entitled

A bill to provide for the compensation of the coroners of Wayne county.

2. House bill No. 427, entitled

A bill to provide for the participation by the State of Michigan in the celebration of the centennial anniversary of the inauguration of George

Washington, first President of the United States, and making an appropriation therefor.

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

The second named bill was read a first and second time by its title, and referred to the committees on finance and appropriations and federal relations.

#### MOTIONS AND RESOLUTIONS.

Mr. Holbrook offered the following concurrent resolution:

WHEREAS, There have been certain combinations and trusts formed to enhance the price of binding twine far above the cost price of the manufacture of the same and a fair reasonable profit thereon; and

WHEREAS, Said combinations and trusts are sought to be strengthened whereby the price of binding twine shall be still farther enhanced; and

WHEREAS, Such combinations and trusts are against the spirit of our laws and the genius of our government, and are inimical to the best interests of our people; and

WHEREAS, It is especially to the interests of farmers and others who use binding twine that the same shall be bought at a fair reasonable profit to the manufacturers thereof, and that the same shall not be unduly enhanced by such combinations and trusts; therefore, be it

*Resolved by the Senate* (the House concurring). That three members of each body of the legislature be appointed by the respective presiding officers thereof, to take into consideration the feasibility and advisability of establishing a plant for the manufacture of binding twine in one or more of the penal institutions of this State, the said manufacture to be prosecuted under the auspices of this State and not under the contract system, and report their conclusions thereon to the legislature with all convenient speed.

The question being on the adoption of the resolution,

The resolution was adopted.

Mr. Babcock moved to take from the table

House bill No. 193 (file No. 94), entitled

A bill to authorize the township of Oronoko, in Berrien county, Michigan, to borrow money to be used in public improvements in and for the benefit of said township, and to issue bonds therefor.

Which motion prevailed.

On motion of Mr. Babcock,

The bill was referred to the committee on cities and villages.

Mr. Babcock moved to take from the table

House bill No. 192, entitled

A bill to authorize the village of Berrien Springs, in the county of Berrien, to borrow money to make public improvements in said village.

Which motion prevailed.

On motion of Mr. Babcock,

The bill was referred to the committee on cities and villages.  
The Senate resumed the order of

#### REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred  
Senate bill No. 287, entitled

A bill to amend and revise the charter of the city of Coldwater, Branch county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend the charter of the city of Coldwater by adding 6 sections thereto to stand as sections 61, 62, 63, 64, 65, 66, to enable the city of Coldwater to construct a system of waterworks, to bond the city therefor and to appropriate private property if necessary for that purpose,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

A. MILNES, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Milnes,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Gilmore moved to take from the table

Senate bill No. 63 (file No. 56), entitled

A bill to provide for the incorporation of trust, deposit and security companies, and to repeal act 58 of the session laws of 1871, approved March 29, 1871, entitled "An act to provide for the incorporation of trust, deposit and security companies," being chapter 88 of Howell's annotated statutes, also to repeal act No. 123 of the session laws of 1883, approved May 25, 1883, entitled "An act to amend section 9 of act No. 58 of the session laws of 1871," approved March 29, 1871, being compiler's section 2290, relative to the corporate rights of trust, deposit and security companies,

Which motion prevailed.

The question being on concurring in the amendments made to the bill by the committee,

On motion of Mr. Gilmore,

The Senate concurred.

The bill was referred to the committee of the whole, and placed on the general order.

#### THIRD READING OF BILLS.

Senate bill No. 129 (file No. 89), entitled

A bill to provide for the purchase and distribution of a volume containing the general laws of this State, with a digest of court decisions thereon and to be known as volume three (3), Howell's annotated statutes,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

## YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Griffey,	Mr. Milnes,
Barringer,	Fox,	Grosfield,	Ranney,
Berry,	Galbraith,	Gurney,	Rentz,
Blackwell,	Giddings,	Holbrook,	Taylor,
Colgrove,	Gilmore,	Leavitt,	Wisner,
Den Herder,	Gorman,	McCormick,	President
			<i>pro tem.</i> , 24
			0

## NAYS.

Title agreed to.

The President *pro tem.* announced that the time had come for the

## SPECIAL ORDER,

Being the consideration of  
Senate bill No. 139, entitled

A bill to repeal act No. 77 of the session laws of 1887, approved April 19, 1887, entitled "An act relative to the confinement of convicted persons in the Detroit House of Correction, and the State House of Correction and Reformatory at Ionia."

On motion of Mr. McCormick,

The Senate went into committee of the whole on the special order, with the President *pro tem.* in the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:  
Senate bill No. 139, entitled

A bill to repeal act No. 77 of the session laws of 1887, approved April 19, 1887, entitled "An act relative to the confinement of convicted persons in the Detroit House of Correction, and the State House of Correction and Reformatory at Ionia."

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

WM. BALL, *Chairman.*

Report accepted.

Mr. Giddings moved that the Senate concur in the recommendation of the committee regarding the above-named bill,

Pending which

Mr. Taylor moved that the bill be laid on the table.

Which motion did not prevail.

The question then being on concurring in the recommendation of the committee of the whole that all after the enacting clause of the bill be stricken out,

Mr. Chapman demanded the yeas and nays.

The Senate then concurred, a majority of the Senators voting therefor, by yeas and nays as follows:

## YEAS.

Mr. Barringer,	Mr. Gorman,	Mr. Harshaw,	Mr. Ranney,
Blackwell,	Griffey,	Holbrook,	Rentz,
Dunstan,	Grosfield,	McCormick,	Wisner,
Giddings,	Gurney,		

## NAYS.

0.

Mr. Babcock,	Mr. Fox,	Mr. Green,	Mr. Taylor,
Chapman,	Galbraith,	Leavitt,	President
Colgrove,	Gilmore,	Milnes,	<i>pro tem.</i> , 12
Den Herder,			

Mr. Taylor moved that the title and enacting clause of the bill be laid upon the table,

Which motion prevailed.

By unanimous consent:

Mr. Leavitt offered the following resolution:

*Resolved*, That when no other hour is fixed, all adjournments of the Senate shall be to the hour of 9:30 A. M. of the following day,

Pending which,

Mr. Giddings moved to amend by fixing the time for daily sessions at 10 o'clock A. M., instead of 9:30 o'clock.

The question being on agreeing to the amendment,

Mr. Colgrove moved that the resolution be laid on the table;

Which motion prevailed.

Mr. Dunstan moved that the Senate adjourn.

Which motion did not prevail.

The Senate resumed the order of

## THIRD READING OF BILLS.

Senate bill No. 269 (file No. 82), entitled

A bill to provide for the incorporation of subordinate temples of honor and temperance,

Was read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Harshaw,	Mr. Rentz,
Barringer,	Gilmore,	Holbrook,	Taylor,
Berry,	Green,	Leavitt,	Wesselius,
Chapman,	Griffey,	Milnes,	Wisner,
Colgrove,	Grosfield,	Ranney,	President
Fox,	Gurney,		<i>pro tem.</i> , 22

## NAYS.

0.

Title agreed to.

Senate bill No. 270 (file No. 83), entitled

A bill to provide for the incorporation of subordinate courts of the Ancient Order of Foresters,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barringer,	Mr. Gilmore,	Mr. Holbrook,	Mr. Rentz,
Berry,	Green,	Leavitt,	Taylor,
Blackwell,	Griffey,	McCormick,	Wesselius,
Chapman,	Grosfield,	Milnes,	Wisner,
Fox,	Gurney,	Ranney,	President
Giddings,	Harshaw,		<i>pro tem.</i> , 22

## NAYS.

0

Title agreed to.

House bill No. 244 (file No. 95), entitled

A bill to legalize and validate all the proceedings had concerning the issuing of certain bonds issued by the township of Briley, in the county of Montmorency, State of Michigan, for the purpose of paying the outstanding legal indebtedness of said township,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. DenHerder,	Mr. Grosfield,	Mr. Rentz,
Barringer,	Fox,	Gurney,	Taylor,
Berry,	Giddings,	Harshaw,	Wesselius,
Blackwell,	Gorman,	Leavitt,	Wisner,
Chapman,	Green,	Milnes,	President
Colgrove,	Griffey,	Ranney,	<i>pro tem.</i> , 23

## NAYS.

0

Title agreed to.

On motion of Mr. Berry,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 109 (file No. 94), entitled

A bill to make an appropriation for completing the decorations of the rooms, halls, corridors and library of the State capitol,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Den Herder,	Mr. Griffey,	Mr. Milnes,
Barringer,	Fox,	Grosfield,	Ranney,
Berry,	Giddings,	Gurney,	Rentz,
Blackwell,	Gilmore,	Harshaw,	Taylor,
Chapman,	Gorman,	Holbrook,	Wesselius,
Colgrove,	Green,	Leavitt,	President
			<i>pro tem.</i> , 24

## NAYS.

0

Title agreed to.

On motion of Mr. Griffey,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 328 (file No. 91), entitled

A bill to authorize the leasing of public buildings and parts thereof in this State to Grand Army Posts at a nominal rent,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:



## YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Gurney,	Mr. Ranney,
Barringer,	Gilmore,	Harshaw,	Rentz,
Berry,	Gorman,	Holbrook,	Taylor,
Blackwell,	Green,	Leavitt,	Wesselius,
Chapman,	Griffey,	McCormick,	President
Colgrove,	Grosfield,	Milnes,	<i>pro tem.</i> , 24
Den Herder,			

## NAYS.

0

Title agreed to.

On motion of Mr. Grosfield,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 327 (file No. 90), entitled

A bill to amend sections 3 and 7 of act No. 37 of the public acts of 1883, entitled "An act to incorporate the Grand Army of the Republic, department of Michigan, and subordinate posts of the Grand Army of the Republic," approved April 21, 1883, as amended by act number 155 of the public acts of 1887, approved June 7, 1887,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Berry,	Mr. Giddings,	Mr. Gurney,	Mr. Ranney,
Blackwell,	Gilmore,	Harshaw,	Rentz,
Chapman,	Gorman,	Holbrook,	Taylor,
Colgrove,	Green,	Leavitt,	Wesselius,
Den Herder,	Griffey,	McCormick,	President
Fox,	Grosfield,	Milnes,	<i>pro tem.</i> , 23

## NAYS.

0

Title agreed to.

On motion of Mr. Grosfield,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 137 (file No. 70), entitled

A bill to authorize the common council of the city of Iron Mountain, in the county of Menominee, to prescribe by ordinance the time and manner of assessing and collecting the tax upon dogs in said city,

Was read a third time, and pending the taking of the vote thereon,

Mr. Griffey moved that the same be laid on the table;

Which motion prevailed.

By unanimous consent,

Mr. Fox moved that a respectful message be sent to the House requesting the return to the Senate of

House bill No. 227 (file No. 159), entitled

A bill to amend and revise an act entitled "An act to provide for the construction and maintenance of macadamized roads in Bay county," approved April 24, 1883, being act No. 278 of the local acts of the State of Michigan

for the year 1883, as amended by act No. 350 of the local acts of the State of Michigan for the year 1885, and as amended by act No. 396 of the local acts of the State of Michigan for the year 1887.

Which motion prevailed.

On motion of Mr. Rentz,

The Senate adjourned.

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*Lansing, April 10, 1889.*

The Senate met and was called to order by the President *pro tem.* at 2 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Gorman, Griffey, Nagel, and Palmer.

On motion of Mr. Barringer,

Leave of absence was granted to Mr. Gorman for the day.

On motion of Mr. Grosfield,

Leave of absence was granted to Mr. Nagel for the day.

On motion of Mr. Blackwell,

Leave of absence was granted to all absentees for the day.

#### PRESENTATION OF PETITIONS.

No. 421. By Mr. McCormick: Remonstrance of H. E. Blackman and nine others, concerning statutes affecting the practice of healing the sick.

Referred to the committee on public health.

No. 422. By Mr. Blackwell: Petition of D. A. Wells, Samuel Elliott, Oliver Anderson and 148 other citizens of Delta county, favoring the passage of the bill providing for township unit school system.

Referred to the committee on education and public schools.

No. 423. By Mr. Blackwell: Petition of John McQuillan, Henry Searing, D. F. Reynolds and 44 other citizens of Ionia county, on the same subject.

Same reference.

#### REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages:

The committee on cities and villages, to whom was recommitted

House bill No. 192, entitled

A bill to authorize the village of Berrien Springs, in the county of Berrien, to borrow money to make public improvements in said village,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 211, (file 235), entitled

A bill to re-incorporate the village of Olio in the county of Genesee, and to repeal act No. 259 of the session laws of 1873, entitled "An act to incorporate the village of Olio" approved April 18, 1873, and all acts amendatory thereof.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 299, entitled

A bill to amend chapter 5 of act No. 202 of the session laws of 1871, entitled "An act to incorporate the city of Marquette," approved Feb. 27, 1871, by the addition of a new section to said charter to stand as section 20,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 193 (file 94), entitled

A bill to authorize the township of Oronoko, in Berrien county, Michigan, to borrow money to be used in public improvements in and for the benefit of said township, and to issue bonds therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Ranney

The Senate concurred in the amendment made to the bill by the committee.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on agricultural interests:

The committee on agricultural interests, to whom was referred

House bill No. 718 (file No. 183), entitled

"A bill to authorize the Ovid union agricultural society to re-organize and increase its capital stock from \$5,000 to \$7,500,"

Respectfully report that they have had the same under consideration, and

have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

R. L. TAYLOR, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on agricultural interests:

The committee on agricultural interests, to whom was referred

House bill No 194, entitled

A bill to amend sections 1, 3 and 4 of act No. 280 of the public acts of 1887, entitled "An act to protect the owner or keeper of stallions,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

R. L. TAYLOR, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on finance and appropriations:

The committee on finance and appropriations, to whom was referred

House joint resolution No. 15, entitled

Joint resolution authorizing the State Board of Education to transfer certain moneys appropriated by act No. 194 of the public acts of 1887, from one fund to another,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on finance and appropriation:

The committee on finance and appropriations, to whom was referred

Senate joint resolution No. 10, entitled

A joint resolution authorizing the Board of State auditors to sell certain property belonging to the State, and also authorizing them to make certain improvements on certain of the property owned by the State.

Respectfully report that they have had the same under consideration and find

1. That the Board of State Auditors are already authorized to sell that property, but in our judgment wisely refuse to sell it, as some of the rooms are needed and now occupied by certain State departments. And beside that, is yielding to the State by rent an annual income of about \$1,500, as your committee is informed.

2. That the Board of State Auditors are already empowered by law to build sidewalks and plant trees around the other blocks.

3. That an amount of \$3,000, for building two fountains on the Capitol grounds would be but a mere fraction of what ornamental fountains appro-

priate for the grounds would cost, and therefore have directed me to report the same back to the Senate, with the recommendation that said joint resolution do not pass and ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN, *Chairman.*

Report accepted and committee discharged.

Mr. Holbrook moved that the joint resolution be referred to the committee on state affairs,

Which motion prevailed.

By the committee on supplies and expenses:

The committee on supplies and expenses, to whom was referred the following account:

*Lansing, April 1, 1889.*

The Michigan Senate to Mich. Congress Water Co., Dr.,  
To 26 days' delivery of mineral water in March, at \$1..... \$26 00-

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending the allowance of the same, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman.*

Report accepted.

On motion of Mr. Babcock,

The report was adopted.

By the committee on public lands:

The committee on public lands, to whom was referred

House joint resolution No. 16, entitled

A joint resolution to refund to Ruth Ann June, money paid by her for the purchase price of lands purchased of the State and resold by the State to other parties,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass and ask to be discharged from the further consideration of the subject.

EDWIN G. FOX, *Chairman.*

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred ■  
Senate bill No. 141, entitled

A bill to provide for the examining and licensing of teachers in school district No. 1, of Calumet township, in Houghton county, Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. O. BLACKWELL, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred House bill No. 346, entitled

A bill to change the boundaries of school districts No's. 1 and 5, in the township of Echo, county of Antrim,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. O. BLACKWELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Leavitt,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Holbrook,	Mr. Taylor,	
Barringer,	Giddings,	Leavitt,	Toan	
Berry,	Gilmore,	McCormick,	Wisner,	
Blackwell,	Grosfield,	Milnes,	President	
Colgrove,	Gurney,	Ranney,	<i>pro tem,</i>	
Den Herder,	Harshaw,	Rentz,		22

#### NAYS.

0

Title agreed to.

On motion of Mr. Leavitt,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on education and public schools:

The committee on education and public schools to whom was referred Senate bill No. 268, entitled

A bill to incorporate the public schools of the village of Houghton in the township of Portage, Houghton county, Michigan.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that the bill be printed for the use of the committee.

A. O. BLACKWELL, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, for the use of the committee.

By the committee on religious and benevolent societies:

The committee on religious and benevolent societies, to whom was referred House bill No. 361 (file No. 199), entitled

A bill to incorporate the State Woman's Christian Temperance Union of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. DENHERDER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report, as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 375, entitled

A bill to amend sections 1, 2, 3, 4, 5, 6, 8 and 9 of act No. 253 of the said acts of 1887, entitled "An act providing for two voting precincts for the township of Calumet, in the county of Houghton, defining the limits thereof, providing for a new registration of the voters thereof, and determining who shall be inspectors of election therein, approved March 30, 1877.

JAMES W. McCORMICK, *Chairman.*

Report accepted.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report, as correctly enrolled, signed, and presented to the Governor, the following:

1. Senate bill No. 64 (file No. 41), entitled

A bill to prohibit dealers in second-hand goods, junk shop keepers, peddlers and rag and paper buyers, pawnbrokers, and hawkers from purchasing any goods, thing, article, or articles from minors without the written consent of the parent or guardian of such minor.

2. Senate bill No. 70 (file No. 44), entitled

A bill to amend section 1, of an act entitled "An act to authorize proceedings by garnishment in the circuit courts and the district court of the Upper Peninsula," approved March 16, 1861, as the same has been amended by the several acts amendatory thereof, the same being section 8058 of Howell's annotated statutes of the State of Michigan.

3. Senate bill No. 177 (file No. 58), entitled

A bill giving the assent of the Legislature of the State of Michigan to the grant of moneys from the United States by act of Congress, approved March 2, 1887, being an act to establish agricultural experiment stations in connection with the colleges established in the several States under the provisions of an act of Congress, approved July 2, 1862, and acts supplementary thereto.

C. G. GRIFFEY, *Acting Chairman.*

Report accepted.

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, April 10, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to re-transmit the following, entitled bill:

House bill No. 227 (file No. 159), entitled

A bill to amend and revise an act entitled "An act to provide for the construction and maintenance of macadamized roads in Bay county," approved April 24, 1883, being Act No. 278 of the local acts of the State of Michigan for the year 1883, as amended by Act No. 350 of the local acts of the State of Michigan for the year 1885, and as amended by Act No. 396 of the local acts of the State of Michigan for the year 1887,

In compliance with the request of the Senate for the return of said bill as shown by a message this day received.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Mr. Wisner moved to suspend the rules and to reconsider the vote by which the Senate passed the bill,

Which motion prevailed, two-thirds of all the Senators present voting therefor.

The question being on the passage of the bill,

On motion of Mr. Wisner,

The bill was referred to the committee on roads and bridges.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 10, 1889. }*

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled joint resolution:

Senate joint resolution No. 23, entitled

Joint resolution to authorize the Board of State Auditors to settle the claim of Ransom Bartlett for trespass on land under conveyance from the State to said Ransom Bartlett,

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

On motion of Mr. Harshaw,

The bill was laid on the table.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 10, 1889. }*

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 157 (file No. 230), entitled

A bill to amend section 19 of chapter 3, and section 3 of chapter 10, of act No. 164, of the public acts of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," approved May 21, 1881, as amended by the several acts amendatory thereof, being sections 5071 and 5134 of Howell's annotated statutes,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on education and public schools.



The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, April 10, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:  
House bill No. 370 (file No. 215), entitled

A bill to revise and amend an act entitled "An act to organize the union school district of the city of Alpena," approved April 4, 1873, and the acts amendatory thereof,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on education and public schools.

#### MOTIONS AND RESOLUTIONS.

Mr. Babcock moved that the committee of the whole be discharged from the further consideration of

House bill No. 192, entitled

A bill to authorize the village of Berrien Springs, in the county of Berrien, to borrow money to make public improvements in said village.

Which motion prevailed.

On motion of Mr. Babcock,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Harshaw,	Mr. Rentz,	
Barringer,	Galbraith,	Holbrook,	Toan,	
Berry,	Giddings,	Leavitt,	Wisner,	
Blackwell,	Gilmore,	McCormick,	President	
Colgrove,	Grosfield,	Ranney,	<i>pro tem.</i> ,	21
Dunstan,	Gurney,			

#### NAYS.

Mr. Den Herder, Mr. Taylor, 2  
Title agreed to.

On motion of Mr. Babcock,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Babcock moved that the committee of the whole be discharged from the further consideration of

House bill No. 193 (file No. 94), entitled

A bill to authorize the township of Oronoko, in Berrien county, Michigan,

to borrow money to be used in public improvements in and for the benefit of said township, and to issue bonds therefor.

Which motion prevailed.

On motion of Mr. Babcock

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Den Herder,	Mr. Gurney,	Mr. Ranney,
Barringer,	Fox,	Harshaw,	Rentz,
Berry,	Galbraith,	Holbrook,	Toan,
Blackwell,	Giddings,	Leavitt,	President
Chapman,	Gilmore,	McCormick,	<i>pro tem.</i> ,
Colgrove,	Grosfield,	Milnes,	22

#### NAYS.

Mr. Taylor.

1

Title agreed to.

On motion of Mr. Babcock,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr Harshaw offered the following concurrent resolution:

WHEREAS, The subject matter of consolidating the villages of Au Sable and Oscoda, and incorporating them into a city, has occupied much of the time and attention, of each legislature during the last six or eight years, thereby costing the State thousands of dollars, and believing that the interests of the State would be best subserved, and that this Legislature would be better prepared to act intelligently and for the best interests of all concerned by authorizing the committees on cities and villages, and municipal corporations to visit the villages in question; therefore

*Resolved by the Senate* (the House concurring), That the committee on cities and villages of the Senate, and the committee on municipal corporations of the House be and they are hereby authorized to proceed to the villages of Oscoda and Au Sable in Iosco county, and examine into the merits and demerits of the proposed incorporation and report their finding to this Legislature.

Mr. Holbrook moved that the resolution be laid on the table.

Which motion did not prevail.

The question being on the adoption of the resolution,

Mr. Gilmore moved to amend the same by adding thereto the following proviso:

“Provided that the committees shall be absent Saturday and Monday only.”

Which amendment was agreed to.

The question being on the adoption of the resolution,

Mr. Milnes demanded the yeas and nays.

The resolution was then adopted, a majority of the Senators voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Grosfield,	Mr. Rentz,
Berry,	Galbraith,	Harshaw,	Toan,
Blackwell,	Giddings,	Leavitt,	Wesselius,
Colgrove,	Griffey,	McCormick,	Wisner,
Den Herder,			

17

## NAYS.

Mr. Chapman,	Mr. Green,	Mr. Holbrook,	Mr. Taylor,
Fox,	Gurney,	Milnes,	President
Gilmore,			<i>pro tem.</i>

9

Mr. Blackwell moved to take from the table

Senate bill No. 355, entitled

A bill to organize the township of Huron in the county of Chippewa.

Which motion prevailed.

On motion of Mr. Blackwell,

The bill was referred to the committee on cities and villages.

## GENERAL ORDER.

On motion of Mr. Giddings,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Giddings to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

## I.

Senate bill No. 210 (file No. 99), entitled

A bill to establish a State road in Bay county.

Senate bill No. 232 (file No. 100), entitled

A bill to legalize certain bonds of the township of Central Lake, in the county of Antrim, issued for the erection of public buildings.

Senate bill file No. 101, entitled

A bill to authorize the board of inspectors of the State Prison at Jackson to lease certain lands now owned by the State of Michigan at Jackson.

House bill No. 61 (file No. 25), entitled

A bill providing for the employment, defining the duties, and fixing the compensation of a stenographer for the Eighth Judicial Circuit, State of Michigan, and to provide for the collection and disposition of the stenographer's fee.

House bill No. 45 (file No. 200), entitled

A bill to provide for the re-compilation and copying of the records in the office of the adjutant general pertaining to the enlistment, muster and final disposition of the volunteer soldiers from this state during the war of the rebellion and to make an appropriation therefor.

Senate bill No. 107, file No. 102, entitled,

A bill to amend section 33 of act No. 135 of the public acts of 1885, entitled "An act to amend, revise, and consolidate the laws organizing asylums

for the insane, and regulating the care and management thereof, and of the inmates therein, and to repeal act 164, laws of 1859; also act 194, laws of 1877; also act 91, laws of 1873, and the acts amendatory thereto; also act 172, laws of 1873," approved June 3, 1885.

House bill No. 211 (file No. 235), entitled

A bill to re-incorporate the village of Olio, in the county of Genesee, and to repeal act No. 259 of the session laws of 1873, entitled "An act to incorporate the village of Olio," approved April 18, 1873, and all acts amendatory thereof,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

Senate bill No. 63 (file No. 86), entitled

A bill to provide for the incorporation of trust, deposit and security companies, and to repeal act 58 of the session laws of 1871, approved March 29, 1871, entitled "An act to provide for the incorporation of trust, deposit and security companies," being chapter 88 of Howell's annotated statutes, also to repeal act No. 123 of session laws of 1883, approved May 25, 1883, entitled "An act to amend section 9 of act 58 of the session laws of 1871," approved March 29, 1871, being compiler's section 2290 relative to the corporate rights of trust, deposit and security companies.

Senate bill No. 209 (file No. 96), entitled

A bill to amend section 6 of act No. 206 of the session laws of 1881, approved June 2, 1881, and being consecutive section 417, of Howell's annotated statutes.

Senate bill No. 387 (file No. 84), entitled

A bill to amend sections 1 and 5 of an act entitled "An act to prevent the sale of impure, unwholesome, adulterated or swill milk in the State of Michigan, and to provide for inspectors," approved June 25, 1887, and to add certain new sections thereto to stand as sections 9, 10, 11, 12, 13 and 14.

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

J. W. GIDDINGS, *Chairman.*

Report accepted.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Giddings,

The Senate concurred in the amendments made to the second named bills, and the same were placed on the order of third reading of bills.

Mr. Leavitt moved that the rules be suspended and that

Senate bill No. 232 (file No. 100), entitled

A bill to legalize certain bonds of the township of Central Lake, in the county of Antrim, issued for the erection of public buildings,

Be placed on its immediate passage.

Which motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS,

Mr. Babcock,	Mr. Den Herder,	Mr. Griffey,	Mr. Rentz,
Barringer,	Dunstan,	Grosfield,	Taylor,
Berry,	Fox,	Harshaw,	Toan,
Blackwell,	Giddings,	Leavitt,	Wesselius,
Chapman,	Gilmore,	Ranney,	President
Colgrove,			<i>pro tem.</i> , 21

## NAYS.

0

Title agreed to.

On motion of Mr. Leavitt,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Taylor moved that the committee of the whole be discharged from the further consideration of

House joint resolution No. 16, entitled

Which motion prevailed.

On motion of Mr. Taylor,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the joint resolution was placed on its immediate passage.

The joint resolution was then read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Babcock,	Mr. Den Herder,	Mr. Grosfield,	Taylor
Barringer,	Dunstan,	Harshaw,	Toan,
Berry,	Fox,	Holbrook,	Wesselius,
Blackwell,	Galbraith,	Leavitt,	President
Chapman,	Giddings,	Ranney,	<i>pro tem.</i> , 22
Colgrove,	Griffey,	Rentz,	

## NAYS.

0

Title and preamble agreed to.

On motion of Mr. Taylor,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

On motion of Mr. Holbrook,

The Senate went into

## EXECUTIVE SESSION,

The time being 5:10 o'clock, P. M.

The Executive Session closed, the time being 5:15 o'clock, P. M.

On motion of Mr. Taylor,

The Senate adjourned.

*Lansing, April 11, 1889.*

The Senate met and was called to order by the President, at 2 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Babcock, Barringer, Harshaw and McCormick.

On motion of Mr. Milnes,

Leave of absence was granted to Mr. Babcock for the day.

On motion of Mr. Giddings,

Leave of absence was granted to Mr. Barringer for the rest of this week.

On motion of Mr. Giddings,

Leave of absence was granted to Mr. Harshaw for the day.

On motion of Mr. Blackwell,

Leave of absence was granted to Mr. McCormick for the day.

#### PRESENTATION OF PETITIONS.

No. 424. By Mr. Giddings: Protest of 15 butchers of Manistee against the passage of the beef inspection bill.

Referred to the committees on agricultural interests and public health.

No. 425. By Mr. Giddings: Petition of 75 citizens of Michigan praying for an annual appropriation to aid the various agricultural societies of this State.

Referred to the committee on agricultural interests.

No. 426. By Mr. Leavitt: Petition of C. S. Quile and 21 other citizens of Antrim county in favor of permitting townships to organize their schools under the township school district system.

Referred to the committee on education and public schools.

No. 427. By Mr. Rentz: Remonstrance against the Randall boulevard bills—first installment—1,551 names.

Referred to the committee on labor interests.

No. 428. By Mr. Gorman: Petition of 29 farmers of Lodi township, Washtenaw county, praying for the passage of the beef inspection bill.

Referred to the committees on agricultural interests and public health.

No. 429. By Mr. Blackwell: Remonstrance of the city council of Gladstone against the passage of the beef inspection bill.

Referred to the committees on agricultural interests and public health.

No. 430. By Mr. Rentz: Communication from the Mayor of Detroit relative to the boulevard bills.

On motion of Mr. Rentz,

The communication was read at length, and spread at large on the Journal, follows:

*Detroit, Mich., April 9th, 1889.*

*Hon. Theodore Rentz, Lansing, Mich.:*

DEAR SIR—I sincerely hope that your efforts to so amend the boulevard bonding bill as to make the issue of any bonds for that purpose dependent upon the approval of a majority of the people of Detroit will be successful.

From the inception of the boulevard project there has been a wide divergence of public opinion among our taxpayers as to the justice of proceeding

with its development by the methods which have prevailed and which it is proposed to continue. Your connection with the municipal government of Detroit in the past has, no doubt, brought you in contact with the varied sentiments entertained by the people.

There is, first, a large number of people who protest earnestly against the improving of the boulevard upon any other basis than is applied to all of our public thoroughfares. This feeling is, I am convinced, quite generally prevalent among the working people of Detroit. It is also shared in to a large extent by many manufacturers, merchants and property owners who regard the expenditure of public money upon the boulevard as unjust and unnecessary taxation.

Then, again, I meet some prominent citizens and large taxpayers who favor the improvement at public expense, but who are opposed to bonding the city for that purpose. They believe in raising the money for boulevard improvement by direct taxation, and going ahead slowly. It is needless to call your attention to the other class. They are denominated here as "boulevard boomers"—every one of them has either a direct or indirect personal interest in the advancement of this project. They are the only class of our citizens so far as I can observe, who are clamoring to bond the city for a half million dollars to carry on the work.

There has been so much misrepresentation and bitter personal acrimony indulged in by the promoters of the bill that I would deem it a great favor to the people and myself if you would make a strong effort to assist the honorable gentlemen who are in the Senate with you to obtain a proper understanding of this controversy. I have no doubt that if this is done the Senate will not refuse the people of Detroit an opportunity for deciding for themselves at the polls whether or not they are in favor of borrowing money to construct the boulevard. The request is so manifestly just and fair that I believe, were the facts properly brought home to your brother Senators, it would prevail despite the protests of interested parties.

The claim that the question has ever been at issue before the people is specious and misleading. As you well know, it has never been raised in any of our municipal elections. The claim is made that the majority sentiment of our first board of estimates, favorable to boulevard, showed the temper of our people on the bonding question. If such reasoning were to prevail in settling this controversy, why might we not cite the fact that the present common council, half of whose members were elected since, and certainly representing the people in the more important sense, has vigorously and almost unanimously denounced both boulevard bills now before the Senate.

If it is true that the majority of the people of Detroit desire to bond the city for this project, as is so loudly proclaimed by the projectors, they would readily so decide if the question of bonding were put to a popular vote. and once and for all the contest would be ended. If the people so decided it would be my duty to put forth every effort to carry out their wishes so long as I remained in the executive chair of the city.

I sincerely hope that the honorable gentlemen in the Senate will take this view of the matter and that your efforts to bring about this result will prevail.

Very respectfully,

JOHN PRIDGEON, JR.,

*Mayor of Detroit.*

Referred to the committee on labor interests.

## REPORTS OF STANDING COMMITTEES.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred  
House bill No. 734, entitled

A bill to authorize and empower the township board of the township of Maple River in the county of Emmet, State of Michigan, to compromise, settle and discharge from liability Henry Bull, John D. Higgenbotham, Simon P. Dettweiler and John Plumb (bondsmen of Mitchell M. Sanford, defaulting treasurer of said township) for less than the full amount thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

F. B. GALBRAITH, *Chairman.*

Report accepted and committee discharged.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred  
Senate bill No. 69, entitled

A bill to authorize the West Side Building and Loan Association of Grand Rapids, Michigan, to increase its capital stock to two million dollars,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

F. B. GALBRAITH, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wesselius,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Berry,	Mr. Giddings,	Mr. Holbrook,	Mr. Taylor,
Blackwell,	Gilmore,	Leavitt,	Toan,
Chapman,	Gorman,	Milnes,	Wesselius,
Colgrove,	Griffey,	Nagel,	Wisner,
Den Herder,	Grosfield,	Ranney,	President
Dunstan,	Gurney,	Rentz,	<i>pro tem.,</i>
Fox,			24

## NAYS.

0

Title agreed to.

On motion of Mr. Wesselius,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.



By the committee on finance and appropriations:

The committee on finance, and appropriations, to whom was referred

House bill No. 228, entitled

A bill authorizing the Auditor General to balance the accounts of the Industrial Home for Girls by a transfer of funds,

Respectfully report that in relation to the bill in question they find the following facts, viz.: By act No. 185 of the public acts of 1887 there was appropriated for the purpose of erecting a cottage, including plumbing, gas fitting, heating and furnishing the same complete, ready for occupancy, the sum of \$13,000.

The same act appropriated for the erection of an administration building and superintendent's house, fitted and furnished, including heating and lighting apparatus, completed and ready for occupancy, the sum of \$10,000.

These were specific amounts and for specific purposes.

Your committee find that plans and specifications were submitted by the board of control to the board of corrections and charities for its approval before the cottage building was commenced, as the law specifies shall be done. The board found that the amount that would be required to complete the building (as per plans and specifications submitted) would exceed the amount appropriated by the Legislature for this purpose, hence they withheld their approval and so notified the board of control, (See report of board of corrections and charities for 1887 and 1888 at pages 32, 34 and 35.) Notwithstanding the warning of the board of corrections and charities, the building was completed as originally drafted at a cost of \$15,830.99.

As to the administration building and superintendent's house we find no report of plans, etc., but find the building completed at a cost of \$14,237.44. Making an expenditure in both buildings of \$7,068.43 in excess of the appropriation for these specific purposes.

The board of control now ask an appropriation indirectly to make up the deficiency by being allowed to take this amount from appropriations for current expenses (the amount appropriated for such current expenses being in excess of their legitimate wants).

It is the opinion of your committee that it is advisable to balance the accounts on the books of the auditor general by the passage of this bill or one to make a direct appropriation for the deficiency, but that any departure by State institutions from the law authorizing such specific appropriations is a bad precedent, and in the future should be avoided, and ask to be discharged from the further consideration of subject.

A. R. CHAPMAN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on the School for the Blind:

The committee on School for the Blind, to whom was referred

House bill No. 44 (file No. 28), entitled

A bill making an appropriation for the support of the Michigan School for the Blind for the years 1889 and 1890,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. MILNES, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on finance and appropriations.

By the committee on asylum for criminal insane:

The committee on asylum for criminal insane, to whom was referred Senate bill No. 168, entitled

A bill to provide for the locating, erection, organization and management of an asylum for the dangerous and the criminal insane and making an appropriation therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass and ask to be discharged from the further consideration of the subject.

THOMAS B. DUNSTAN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on finance and appropriations.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred Senate bill No. 355, entitled

A bill to organize the township of Huron, in the county of Chippewa,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend section 3 of chapter 1, sections 3 and 9 of chapter 3, section 15 of chapter 4, sections 1 and 9 of chapter 5, sections 9 and 14 of chapter 6, sections 3, 4 and 7 of chapter 7, section 3 of chapter 13, the title and sections 1, 2 and 3 of chapter 17, section 1 of chapter 18, sections 1, 3 and 9 of chapter 19, section 4 of chapter 20, sections 2, 3, 4, 5, 6, 7, 9, 10, 12, 16, 17 and 18 of chapter 21, sections 1, 2, 3, 5, 8, 9, 10, 13, 19 and 20 of chapter 23, sections 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16 and 17 of chapter 24, sections 1, 3 and 5 of chapter 25, and sections 1, 5, 6 and 7 of chapter 27 of act number 533 of the local acts of 1887, entitled "An act to incorporate the city of Sault Ste. Marie, and to repeal an act entitled 'An act to re-incorporate the village of Sault Ste. Marie,' approved May 29, 1879, as amended," and to add new sections thereto, to stand as sections 11, 12 and 13 of chapter 9, section 10 of chapter 13, sections 4, 5, 6, 7, 8, 9 and 10 of chapter 17, section 22 of chapter 21, section 22 of chapter 23, and section 5 of chapter 25,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Blackwell,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

On motion of Mr. Blackwell,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows :

## YEAS.

Mr. Berry,	Mr. Galbraith,	Mr. Holbrook,	Mr. Rentz,
Blackwell,	Giddings,	Leavitt,	Taylor,
Chapman,	Gorman,	Milnes,	Toan,
Colgrove,	Griffey,	Nagel,	Wesselius,
Den Herder,	Grosfield,	Palmer,	Wisner,
Dunstan,	Gurney,	Ranney,	President
Fox,			<i>pro tem.</i> , 25
			0

## NAYS.

Title agreed to.

On motion of Mr. Blackwell,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on public lands:

The committee on public lands, to whom was referred

House joint resolution No. 10, entitled

A joint resolution authorizing the issuing of a patent to William Batruff upon primary school land certificate No. 7079,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the joint resolution when so amended do pass, and ask to be discharged from the further consideration of the subject.

EDWIN G. FOX, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Fox,

The Senate concurred in the amendments made to the joint resolution by the committee.

The joint resolution was then referred to the committee of the whole, and placed on the general order.

By the committee on asylums for the insane:

The committee on asylums for the insane, to whom was referred

House bill No. 272 (file No. 145), entitled

A bill making appropriations for constructing a cement sidewalk and for increasing the water supply at the Michigan Asylum for the Insane,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ROSWELL LEAVITT, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee on finance and appropriations.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 547 (file No. 147), entitled

A bill to confirm deeds and instruments intended for the conveyance of real estate in certain cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommen-

ation, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Palmer,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 26, entitled

A bill to define and punish the offense of embezzlement by special administrators,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 526 (file No. 155), entitled

A bill to amend sections 4496 and 4499, of the compiled laws of 1871, being sections 5964 and 5967 of Howell's annotated statutes, relative to assignment, partition and distribution of estates of deceased persons.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 197, entitled

A bill to amend sections 7564 and 7565 of the compiled laws of 1871 as amended by act No. 93 of the session laws of 1875, approved April 22, 1875, being compiler's sections 9135 and 9136 of Howell's annotated statutes relative to offenses against property,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 44, entitled

A bill to amend section 3 of act No. 228, session laws of 1887, entitled "An act to provide for the appointment, fix the compensation and prescribe the duties of the stenographer of the circuit courts for Manistee, Mason, Lake and Osceola counties, now comprising the 19th judicial circuit,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 179, entitled

A bill requiring the attachment of county treasurers' certificates to deeds, mortgages and conveyances in regard to certain taxes before recording the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that it be printed for the use of the committee.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed for the use of the committee.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 603 (file No. 208), entitled

A bill for the relief of Cornelius Dwyer and providing that the property of his wife shall not be subject to the laws of escheats,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Giddings,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of the Senators elect voting therefor by yeas and nays, as follows:

#### YEAS.

Mr. Berry,	Mr. Galbraith,	Mr. Holbrook,	Mr. Rentz,
Blackwell,	Giddings,	Leavitt,	Taylor,
Chapman,	Gorman,	Milnes,	Toan,
Colgrove,	Griffey,	Nagel,	Wesselius,
Den Herder,	Grosfield,	Palmer,	Wisner,
Dunstan,	Gurney,	Ranney,	President
Fox,			<i>pro tem., 25</i>

#### NAYS.

Title and preamble agreed to.

On motion of Mr. Giddings,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 118, entitled

A bill to define the rights, duties and liabilities of the parties to leases, sub-leases, licenses, and other contracts hereafter made for mining ores, minerals or metals,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that it be printed for the use of the committee.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Palmer,

The bill was ordered printed for the use of the committee.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 540 (file No. 134), entitled

A bill to amend section 9 of chapter 223 of the compiled laws of 1871, relative to writs of *habeas corpus* and *certiorari*, as amended by act No. 266 of the public acts of 1881, approved June 9th, 1881, the same being compiler's section 8556 of Howell's annotated statutes of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Palmer,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 29 (file No. 10), entitled

A bill to require all sureties on bonds in judicial proceedings to justify in writing and under oath, and prescribing the requirements of such justification,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

On motion of Palmer,

The bill was laid on the table.

By the committee on federal relations:

The committee on federal relations, to whom was referred the following concurrent resolution :

**WHEREAS**, Believing that our surplus should be used in strengthening our naval and coast defenses, in extending and encouraging inter-state commerce by a more liberal expenditure of money on internal improvements and in efforts directed toward placing our flag in its proper place among the commercial nations of the world ; therefore

**Resolved** (the Senate concurring), That our Senators and Representatives in Congress be and are hereby requested to use their best efforts to secure the desired end, and also to use their influence toward the establishment and maintenance of more extended commercial relations with all parts of the world by all honorable means and methods.

**Resolved further**, That the Governor be requested to forward to each of our Senators and Representatives in Congress and to the President of the United States a copy of these resolutions.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that the resolutions be adopted and ask to be discharged from the further consideration of the subject.

WM. TOAN, *Chairman*.

The question being on the adoption of the resolution,  
The resolution was adopted.

#### MESSAGES FROM THE HOUSE.

The President *pro tem*. announced the following :

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 11, 1889.* }

*To the President of the Senate :*

SIR—I am instructed by the House to return to the Senate the following bill :

Senate bill No. 232 (file No. 100), entitled

A bill to legalize certain bonds of the township of Central Lake, in the county of Antrim, issued for the erection of public buildings.

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem*. also announced the following :

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 11, 1889.* }

*To the President of the Senate :*

SIR—I am instructed by the House to respectfully request the return of the following joint resolution:

Senate joint resolution No. 23, entitled

Joint resolution to authorize the Board of State Auditors to settle the claim

of Ransom Bartlett for trespass on land under conveyance from the State to said Ransom Bartlett.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

Mr. Fox moved to take the joint resolution from the table;

Which motion prevailed.

On motion of Mr. Fox,

The joint resolution was ordered returned to the House, pursuant to request.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 11, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 254 (file No. 57), entitled

A bill to provide for building bridges situated partly in more than one township, or in one township or more than one, and partly in a city or incorporated village, when any such township, city or village shall be unwilling to join in or contribute to the building thereof,

And to inform the Senate that the House has amended the bill as follows:

1. By striking out of line 7 of section 5 the words "seven days" and inserting in lieu thereof the words "not less than three consecutive weeks."

2. By striking out of line 9 of section 5 the words "in one" and insert the words "for at least three weeks in three."

In the passage of which as thus amended the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

On motion of Mr. Taylor,

The bill was laid on the table.

#### MOTIONS AND RESOLUTIONS.

Mr. Gilmore offered the following resolution:

*Resolved,* That when the Senate adjourn on Friday, April 12, it be until Monday, April 15, at 9 o'clock P. M.

The question being on the adoption of the resolution,

Mr. Holbrook moved to amend the resolution by striking out the word "Friday" and inserting in lieu thereof the word "Saturday;"

Which amendment was not agreed to.

The resolution was then adopted.

#### THIRD READING OF BILLS.

Senate bill No. 63 (file No. 86), entitled

A bill to provide for the incorporation of trust, deposit and security companies, and to repeal act 58 of the session laws of 1871, approved March 29, 1871, entitled "An act to provide for the incorporation of trust, deposit and security companies," being chapter 88 of Howell's annotated statutes; also to repeal act No. 123 of session of laws of 1883, approved May 25, 1883,



entitled "An act to amend section 9 of act 58 of the session laws of 1871," approved March 29, 1871, being compiler's section 2290, relative to the corporate rights of trust, deposit and security companies,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Berry,	Mr. Galbraith,	Mr. Leavitt,	Mr. Toan,
Blackwell,	Giddings,	• Milnes,	Wesselius,
Chapman,	Gilmore,	Nagel,	Wisner,
Colgrove,	Green,	Ranney,	President
Den Herder,	Grosfield,	Rentz,	<i>pro tem.</i> , 22
Dunstan,	Gurney,	Taylor,	0

## NAYS.

Title agreed to.

On motion of Mr. Wesselius,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 387 (file No. 84), entitled

A bill to amend sections one and five of an act entitled "An act to prevent the sale of impure, unwholesome, adulterated or swill milk in the State of Michigan, and to provide for inspectors," approved June 25, 1887, and to add certain new sections thereto to stand as sections 9, 10, 11, 12, 13 and 14,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Berry,	Mr. Fox,	Mr. Grosfield,	Mr. Nagel,
Blackwell,	Galbraith,	Gurney,	Rentz,
Chapman,	Giddings,	Holbrook,	Toan,
Colgrove,	Green,	Leavitt,	Wisner,
Dunstan,	Griffey,	Milnes,	19

## NAYS.

Mr. Den Herder, Mr. Taylor, 2

Title agreed to.

On motion of Mr. Grosfield,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 209 (file No. 96), entitled

A bill to amend section 6 of act number 206 of the session laws of 1881, approved June 2, 1881, and being consecutive section 417 of Howell's annotated statutes,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Berry,	Mr. Fox,	Mr. Gurney,	Mr. Taylor,
Blackwell,	Giddings,	Holbrook,	Toan,
Chapman,	Gilmore,	Leavitt,	Wesselius,
Colgrove,	Green,	Milnes,	Wisner,
Den Herder,	Griffey,	Ranney,	President
Dunstan,	Grosfield,	• Rentz,	<i>pro tem.</i> , 23

## NAYS.

0

The question being on agreeing to the title,

Mr. Den Herder moved to amend the title as follows :

A bill to amend sections six and seven of act No. 206 of the session laws of 1881, approved June 2, 1881, and being consecutive sections 417 and 418 of Howell's annotated statutes, relative to State institutions and regulations relating thereto,

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Chapman,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent,

Mr. Wesselius moved to take from the table the title and enacting clause of Senate bill No. 139, entitled

A bill to repeal act No. 77 of the session laws of 1887, approved April 19, 1887, entitled "An act relative to the confinement of convicted persons in the Detroit House of Correction, and the State House of Correction and Reformatory at Ionia ;"

Which motion prevailed.

Mr. Colgrove moved to refer the title and enacting clause of said bill to the committees on State affairs and reformatory at Ionia, jointly.

Pending which,

Mr. Gorman moved to amend by striking out the words " reformatory at Ionia " and inserting in lieu thereof the word " judiciary."

Which amendment was agreed to.

The original motion as amended then prevailed, and the title and enacting clause of said bill were referred to the committees on State affairs and judiciary, jointly.

The Senate resumed the order of

## THIRD READING OF BILLS.

Senate bill No. 210 (file No. 99), entitled

A bill to establish a State road in Bay county,

Was read a third time, and pending the taking of the vote thereon,

Mr. Rentz, by unanimous consent, moved to amend the bill as follows :

By inserting in line 8 of section 1, after the word "supervisors," the words "and stone road commissioners ;"

Which motion prevailed and the bill was so amended.

The bill was then passed, a majority of all Senators elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Berry,  
Blackwell,  
Chapman,  
Colgrove,  
Den Herder,  
Dunstan,

Mr. Fox,  
Galbraith,  
Giddings,  
Green,  
Griffey,

Mr. Grosfield,  
Gurney,  
Leavitt,  
Milnes,  
Nagel,

Mr. Ranney,  
Rentz,  
Taylor,  
Wisner,  
President  
*pro tem.*, 21

## NAYS.

Mr. Holbrook,

1

Title agreed to.

On motion of Mr. Rentz,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill substitute for Senate joint resolution No. 13 (file No. 101), entitled

A bill to authorize the board of inspectors of the State prison at Jackson to lease certain lands now owned by the State of Michigan at Jackson,

Was read a third time, and pending the vote thereon,

Mr. Holbrook moved to strike out the enacting clause of the bill.

Which motion prevailed.

Mr. Milnes moved to reconsider the vote by which the Senate struck out the enacting clause of the bill.

Which motion prevailed.

The question being on striking out the enacting clause of the bill,

Mr. Milnes moved that the bill be laid on the table.

Which motion prevailed.

House bill No. 61 (file No. 25), entitled

A bill providing for the employment, defining the duties, and fixing the compensation of a stenographer for the Eighth Judicial Circuit, State of Michigan, and to provide for the collection and disposition of the stenographer's fee,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Berry,	Mr. Fox,	Mr. Grosfield,	Mr. Ranney,
Blackwell,	Giddings,	Gurney,	Taylor,
Chapman,	Gilmore,	Holbrook,	Toan,
Colgrove,	Gorman,	Leavitt,	Wisner,
Den Herder,	Green,	Nagel,	President
Dunstan,	Griffey,	Palmer,	<i>pro tem.</i> , 23

#### NAYS.

0

Title agreed to.

On motion of Mr. Colgrove,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 45 (file No. 200), entitled

A bill to provide for the re-compilation and copying of the records in the office of the adjutant general pertaining to the enlistment, muster and final disposition of the volunteer soldiers from this State during the war of the rebellion, and to make an appropriation therefor,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Berry,	Mr. Galbraith,	Mr. Gurney,	Mr. Ranney,
Blackwell,	Giddings,	Holbrook,	Taylor,
Chapman,	Gilmore,	Leavitt,	Toan,
Colgrove,	Gorman,	Milnes,	Wisner,
Den Herder,	Green,	Nagel,	President
Dunstan,	Griffey,	Palmer,	<i>pro tem.</i> , 25
Fox,	Grosfield,		

## NAYS.

0

Title agreed to.

On motion of Mr. Chapman,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 107 (file No. 102), entitled

A bill to amend section 33 of act number 135 of the public acts of 1885, entitled "An act to amend, revise and consolidate the laws organizing asylums for the insane, and regulating the care and management thereof, and of the inmates therein, and to repeal act 164, laws of 1859; also act 194, laws of 1877; also act 91, laws of 1873, and the acts amendatory thereto; also act 172, laws of 1873." approved June 3, 1885,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Berry,	Mr. Dunstan,	Mr. Gilmore,	Mr. Leavitt,
Blackwell,	Fox,	Green,	Nagel,
Chapman,	Galbraith,	Griffey,	Taylor,
Colgrove,	Giddings,	Gurney,	Pres. <i>pro tem.</i> ,
Den Herder,			17

## NAYS

Mr. Gorman,	Mr. Milnes,	Mr. Toan,	Mr. Wisner,
Holbrook,	Ranney,		6

Title agreed to.

House bill No. 211 (file No. 235), entitled

A bill to re-incorporate the village of Olio, in the county of Genesee, and to repeal act No. 259 of the session laws of 1873, entitled "An act to incorporate the village of Olio," approved April 18, 1873, and all acts amendatory thereof,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Berry,	Mr. Fox,	Mr. Griffey,	Mr. Ranney,
Blackwell,	Galbraith,	Gurney,	Taylor,
Chapman,	Giddings,	Holbrook,	Toan,
Colgrove,	Gilmore,	Milnes,	Wisner,
Den Herder,	Gorman,	Nagel,	President
Dunstan,	Green,	Palmer,	<i>pro tem.</i> , 23

## NAYS.

0

Title agreed to.

On motion of Mr. Colgrove,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent,

Mr. Dunstan offered the following resolution:

*Resolved*, That the Auditor General be and he is hereby respectfully requested to furnish the Senate with a statement showing the amount of specific taxes paid into the State treasury since the organization of this State, by mining, smelting, manufacturing, railroads and other corporations of the Upper Peninsula, and by each of the above class of corporations.

The question being on the adoption of the resolution,

The resolution was adopted.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 232 (file No. 100), entitled

A bill to legalize certain bonds of the township of Central Lake, in the county of Antrim, issued for the erection of public buildings.

C. G. GRIFFEY, *Acting Chairman*.

Report accepted.

By unanimous consent,

Mr. Blackwell moved that the committee of the whole be discharged from the further consideration of

House bill No. 734, entitled

A bill to authorize and empower the township board of the township of Maple River, in the county of Emmet, State of Michigan, to compromise, settle and discharge from liability Henry Bull, John D. Higgenbotham, Simon P. Dettweiler and John Plumb (bondsmen of Mitchell M. Sanford, defaulting treasurer of said township) for less than the full amount thereof.

Which motion prevailed.

On motion of Mr. Blackwell,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was read a third time, and pending the taking of the vote thereon,

On motion of Mr. Taylor,

The bill was referred to the committee on judiciary.

#### GENERAL ORDER.

On motion of Mr. Milnes,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Colgrove to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

#### I.

The committee of the whole have had under consideration the following:

House joint resolution No. 15, entitled

Joint resolution authorizing the State Board of Education to transfer certain moneys appropriated by act No. 194 of the public acts of 1887 from one fund to another.

House bill No. 361 (file No. 199), entitled

A bill to incorporate the State Woman's Christian Temperance Union of Michigan,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

House bill No. 194, entitled

A bill to amend sections 3 and 4 of act No 280 of the session laws of 1887, entitled "An act to protect the owners or keepers of stallions.

Have directed their chairman to report the same back to the Senate, with the recommendation that it be referred to the committee on judiciary.

P. T. COLGROVE, *Chairman.*

Report accepted.

The first named bill and joint resolution were placed on the order of third reading of bills.

On motion of Mr. Colgrove,

The Senate concurred in the recommendation of the committee regarding the second named bill, and the same was referred to the committee on judiciary.

The Senate resumed the order of

## MESSAGES FROM THE HOUSE.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 11, 1889.* }

*To the President of the Senate :*

SIR—I am instructed by the House to transmit the following entitled bill:

1. House bill No. 584 (file No. 251), entitled

A bill to prohibit the manufacturing, selling, or keeping for sale, or giving away of any cigarettes, or any imitation thereof, composed in whole or in part of tobacco, or any substance in the form of the cigarette containing narcotic elements, or any paper known as rice paper, or any kind of paper made or designed for the wrapper of the cigarette.

2. House bill No. 195 (file No. 252), entitled

A bill to preserve deer and elk on the island of Bois Blanc in the State of Michigan.

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Dunstan,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

Pending third reading of the bill,

On motion of Mr. Fox,

The bill was laid on the table.

Mr. Galbraith moved to take the bill from the table,

Which motion prevailed.

On motion of Mr. Galbraith,

The bill was referred to the committee on public health.

The second bill was read a first and second time by its title, and referred to the committee on fisheries.

On motion of Mr. Colgrove,

The Senate adjourned.

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*Lansing, April 12, 1889.*

The Senate met and was called to order by the President *pro tem.* at 2 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Babcock and Giddings.

On motion of Mr. Milnes,

Leave of absence was granted to Mr. Babcock for the day.

On motion of Mr. Gurney,

Leave of absence was granted to Mr. Giddings for the day.

#### PRESENTATION OF PETITIONS.

No. 431. By Mr. Nagel: Petition for the passage of Senate bill No. 414, relative to the collection and disposal of garbage.

Referred to the committee on public health.

No. 432. By Mr. Nagel: Resolution of the common council of Detroit requesting the passage of Senate bill No. 414, referring to the collection and disposal of garbage.

Referred to the committee on public health.

No. 433. By Mr. Gorman: Petition of 57 citizens and taxpayers of Lodi and Scio townships, Washtenaw county, praying for the inspection of beef on the hoof.

Referred to the committees on agricultural interests and public health.

No. 434. By Mr. Gorman: Petition of 45 citizens and farmers of Lima township, Washtenaw county, on the same subject.

Same reference.

No. 435. By Mr. Den Herder: Petition of H. A. Lewis and 89 others, all being teachers of Muskegon county, asking the passage of bill No. 28, relative to the township unit school system.

Referred to the committee on education and public schools.

#### REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House joint resolution No. 25 (file No. 5) entitled

Joint resolution authorizing the Auditor General to credit the county of Isabella certain moneys charged as taxes and interest on unpaid taxes on certain vacant Indian reservation lands in said county of Isabella,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment,

and recommend that it do pass and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 734, entitled

A bill to authorize and empower the township board of the township of Maple River, in the county of Emmett, State of Michigan, to compromise, settle and discharge from liability, Henry Bull, John D. Higginbotham, Simon P. Dettweiler and John Plumb, bondsmen of Mitchell M. Sanford, defaulting treasurer of said township, for less than the full amount thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Blackwell,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Berry,	Mr. Fox,	Mr. Harshaw,	Mr. Ranney,
Blackwell,	Galbraith,	Leavitt,	Rentz,
Chapman,	Griffey,	McCormick,	Taylor,
Colgrove,	Grosfield,	Milnes,	Wesselius,
Den Herder,	Gurney,	Nagle,	Wisner,
Dunstan,			

21

#### NAYS.

Mr. Gorman,	Mr. Holbrook,	Mr. Palmer,	Mr. Toan,	4
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Title agreed to.

On motion of Mr. Blackwell,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 111, entitled

A bill to revise and amend sections 4, 5, 6, 8, 9, 10, 17 and 20 of an act entitled "An act to revise and amend sections 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 17, 19 and 20 of an act entitled 'An act to establish and organize a municipal court in the city of Grand Rapids to be known and called the police court of Grand Rapids, and to repeal an act entitled 'An act to establish and organize a police court in the city of Grand Rapids, approved April 30,



1873,' and all amendments thereto and all acts or parts of acts in any wise contravening the provisions of this act, being act No. 76 of the session laws of 1879, approved May 13, 1879, being act No. 127 of the session laws of 1885, approved May 28, 1885,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that it be printed for the use of the committee.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed for the use of the committee.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 75, entitled

A bill to authorize the township board of the township of Superior, in Washtenaw county, to appropriate the tax of the Ypsilanti Paper Company for the re-building or repairing of a bridge built by said paper company, situated in the township of Ypsilanti, Washtenaw county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with the recommendation that it be printed for use of committee.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed for the use of the committee.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 47, entitled

A bill to amend sections 5622 and 5623 of the compiled laws of 1871, being compiler's sections 7173 and 7174. of Howell's annotated statutes, and to repeal sections 5626 and 5644 of the compiled laws of 1871, being compiler's sections 7177 and 7195, of Howell's annotated statutes, relative to attorneys, solicitors and counselors,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that it be printed for the use of the committee.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed for the use of the committee.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 178, entitled

A bill to provide for an additional circuit judge for the 17th judicial circuit and to define his powers and duties,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that it be printed for the use of the committee.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed for the use of the committee.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 213, entitled

A bill to amend section 1 of act No. 553 of the local acts of 1887, entitled "An act to legalize certain drain taxes in the township of Ganges, county of Allegan, and to authorize the supervisor of said township to re-spread the same," approved June 27th, 1887,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was recommitted

House bill No. 257 (file No. 110), entitled

A bill to amend act No. 35 of the public acts of 1867, entitled "An act to provide for the formation of street railway companies" by adding a new section thereto, which shall be known as section 31,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 206 (file No. 96), entitled

A bill to provide for the transfer of causes in justices' courts and to repeal section 5372 of the compiled laws of 1871, relative to the transfer of causes in justices' courts, as amended by act No. 1 of the public acts of 1874 and act No. 99 of the public acts of 1881, being section 6937 of Howell's annotated statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 145 (file No. 57), entitled

A bill relative to the fraudulent removal, concealment or embezzlement of property leased, chattel mortgaged or under contract of purchase, and to repeal act No. 43 of the public acts of 1873, as amended by act No. 157 of the public acts of 1887,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment,

and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The bill was laid on the table.

By the committee on counties and townships:

The committee on counties and townships, to whom was referred

House bill No. 225 (file No. 193), entitled

A bill to authorize the township of Roscommon, Roscommon county, to borrow money to be used in the payment of outstanding orders of said township, and to issue bonds therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

J. DEN HERDER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Den Herder,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on religious and benevolent societies:

The committee on religious and benevolent societies, to whom was referred

House bill No. 59 (file No. 33), entitled

A bill for the consolidation of an ecclesiastical society with its church,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

J. DEN HERDER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Den Herder,

The Senate concurred in the amendments made to the bill by the committee.

The bill was referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, April 11, 1889 }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 39 (file No. 53), entitled

A bill making an appropriation for the purchase of books for the State library and for other purposes.

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, {  
*Lansing, April 11, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 65 (file No. 63), entitled

A bill making an appropriation for the support and expenses of a State weather service,

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, {  
*Lansing, April 10, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled concurrent resolution:

WHEREAS, There have been certain combinations and trusts formed to enhance the price of binding twine far above the cost price of the manufacture of the same and a fair reasonable profit thereon; and

WHEREAS, Said combinations and trusts are sought to be strengthened whereby the price of binding twine shall be still farther enhanced; and

WHEREAS, Such combinations and trusts are against the spirit of our laws and the genius of our government, and are inimical to the best interests of our people; and

WHEREAS, It is especially to the interests of farmers and others who use binding twine that the same shall be bought at a fair reasonable profit to the manufacturers thereof, and that the same shall not be unduly enhanced by such combinations and trusts; therefore, be it

*Resolved by the Senate* (the House concurring). That three members of each body of the legislature be appointed by the respective presiding officers thereof, to take into consideration the feasibility and advisability of establishing a plant for the manufacture of binding twine in one or more of the penal institutions of this State, the said manufacture to be prosecuted under

the auspices of this State and not under the contract system, and report their conclusions thereon to the legislature with all convenient speed,

In the passage of which the House has concurred.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The President *pro tem.* announced as the committee on the part of the Senate, Messrs. Holbrook, Green and Gorman.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 11, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 273 (file No. 152), entitled

A bill making appropriation for a chapel and amusement hall for the Michigan Asylum for the Insane.

2. House bill No. 679 (file No. 256), entitled

A bill to authorize the village of East Jordan, in Charlevoix county, to make and carry out certain contracts for water supply for fire protection and other public purposes in said village; and to authorize the levy, assessment and collection of taxes in accordance with such contracts, and to legalize certain prior contracts, proceedings, taxes and assessments for the same object.

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on asylums for the insane.

The second named bill was read a first and second time by its title, and pending its reference to a committee,

On motion of Mr. Leavitt,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was read a third time, and pending the taking of the vote thereon,

On motion of Mr. Leavitt,

The bill was referred to the committee on banks and incorporations.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 11, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 159 (file No. 260), entitled

A bill making appropriations for the current expenses of the State Normal School for the years 1889 and 1890.

2. House bill No. 129 (file No 255), entitled

A bill to make an appropriation for the support of the State Agricultural college, for the erection and repair of buildings and other improvements at said college,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on normal school.

The second named bill was read a first and second time by its title, and referred to the committee on agricultural college

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following:

1. Senate bill No. 39 (file No. 53) entitled

A bill making an appropriation for the purchase of books for the State library and for other purposes.

2. Senate bill No. 65, (file No. 63), entitled

A bill making an appropriation for the support and expenses of a State weather service.

JAS. W. McCORMICK, *Chairman.*

Report accepted.

### THIRD READING OF BILLS.

House bill No. 361 (file No. 199), entitled

A bill to incorporate the State Woman's Christian Temperance Union of Michigan,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Berry,	Mr. Galbraith,	Mr. Holbrook,	Mr. Ranney,
Blackwell,	Gorman,	Leavitt,	Taylor,
Chapman,	Green,	McCormick,	Toan,
Colgrove,	Griffey,	Milnes,	Wisner,
Den Herder,	Grosfield,	Nagel,	President
Dunstan,	Gurney,	Palmer,	<i>pro tem.</i> , 25.
Fox,	Harshaw,		

### NAYS.

0

The question being on agreeing to the title,

Mr. Colgrove moved to amend the title by adding thereto the words "and defining its powers."

Which motion prevailed.

Mr. Leavitt moved to amend the title as follows:

By striking out the words "to incorporate the" and inserting in lieu thereof the words "to provide for the incorporation of."

Which motion prevailed,

The title as amended was then agreed to.

House joint resolution No. 15, entitled

Joint resolution authorizing the State Board of Education to transfer certain moneys appropriated by act No. 194 of the public acts of 1887 from one fund to another.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Berry,	Mr. Gorman,	Mr. Holbrook,	Mr. Taylor,
Blackwell,	Green,	Leavitt,	Toan,
Chapman,	Griffey,	McCormick,	Wesselius,
Colgrove,	Grosfield,	Nagel,	Wisner,
DenHerder,	Gurney,	Palmer,	President
Dunstan,	Harshaw,	Ranney,	<i>pro tem.</i> ,
Fox,			

24  
0

#### NAYS.

Title agreed to.

On motion of Mr. Chapman,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

#### GENERAL ORDER.

On motion of Mr. Taylor,

The Senate went into committee of the whole on the general order,  
Whereupon

The President called Mr. Dunstan to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

#### I.

The committee of the whole have had under consideration the following House bill No. 228, entitled

A bill authorizing and instructing the auditor general to balance the accounts of the Industrial Home for Girls by transfer of funds.

House bill No. 526 (file No. 155), entitled

A bill to amend sections 4496 and 4499, of the compiled laws of 1871, being sections 5964 and 5967, of Howell's annotated statutes relative to assignment, partition and distribution of estates of deceased persons.

House bill No. 540 (file No. 134), entitled

A bill to amend section 9 of chapter 223 of the compiled laws of 1871, relative to writs of *habeas corpus* and *certiorari*, as amended by act No. 266 of the public acts of 1881, approved June 9th, 1881, the same being compiler's section 8556 of Howell's annotated statutes of Michigan.

House bill No. 299, entitled

A bill to amend chapter 5 of act No. 202 of the session laws of 1871, entitled "An act to incorporate the city of Marquette," approved February 27, 1871, by the addition of a new section thereto, to stand as section 20.

Senate bill No. 96 (file No. 98), entitled

A bill to amend section 626 of Howell's annotated statutes of Michigan, as amended by section 1 of act No. 117, of the public acts of 1887, approved May 3, 1887, relative to the application, appointment and qualification of notaries public.

House joint resolution No. 25 (file No. 5), entitled  
Joint resolution authorizing the Auditor General to credit the county of Isabella certain moneys charged as taxes and interest on unpaid taxes on certain vacant Indian reservation lands in said county of Isabella.

House bill No. 225 (file No. 193), entitled

A bill to authorize the township of Roscommon, Roscommon county, to borrow money to be used in the payment of outstanding orders of said township and to issue bonds therefor.

House bill No. 59 (file No. 33), entitled

A bill for the consolidation of an ecclesiastical society with its church.

T. B. DUNSTAN, *Chairman*.

Report accepted.

The above named bills and joint resolution were placed on the order of third reading of bills.

On motion of Mr. Grosfield,

The Senate adjourned.

The President *pro tem.* announced that the Senate would stand adjourned until Monday next at 9 o'clock P. M.

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*Lansing, Monday, April 15, 1889.*

The Senate met and was called to order by the President at 9 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Barringer, Berry, Blackwell, Gorman, Green, Grosfield, Nagel, Rentz and Wisner.

On motion of Mr. Griffey,

Leave of absence was granted to all absentees for the day.

#### PRESENTATION OF PETITIONS.

No. 436. By Mr. Leavitt: Remonstrance of numerous voters of Grand Traverse county against the passage of the pending bill providing for the unit township school district system.

Referred to the committee on education and public schools.

#### REPORTS OF STANDING COMMITTEES.

By the committee on state affairs:

The committee on state affairs, to whom was referred

Senate bill No. 228, entitled

A bill to fix the per diem compensation of members of the State Legislature from the upper peninsula for and during the session of 1889,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. McCormick,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.



## MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE,  
Lansing, April 12, 1889. }

*To the Senate :*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 375, being

An act to amend sections 1, 2, 3, 4, 5, 6, 8 and 9 of local act No. 253 of the session laws of 1877, entitled "An act providing for two voting precincts for the township of Calumet, in the county of Houghton, defining the limits thereof, providing for a new registration of the voters thereof, and determining who shall be inspectors of election therein," approved March 20, 1877.

Also,

Senate bill No. 177 (file No. 58), being

An act giving the assent of the State Legislature of the State of Michigan to the grant of moneys from the United States by act of Congress, approved March 2, 1887, being an act to establish agricultural experiment stations in connection with the colleges established in the several States under the provisions of an act of Congress, approved July 2, 1862, and acts amendatory thereto.

C. G. LUCE,  
Governor.

The message was laid on the table.

The President *pro tem.* also announced the following:

EXECUTIVE OFFICE,  
Lansing, April 12, 1889. }

*To the Senate :*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 39 (file No. 53), being

An act making an appropriation for the purchase of books for the State Library and for other purposes.

Also:

Senate bill No. 65 (file No. 63), being

An act making an appropriation for the support and expenses of a State weather service.

C. G. LUCE, Governor.

The message was laid on the table.

## MESSAGES FROM THE HOUSE.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES,  
Lansing, April 12, 1889. }

*To the President of the Senate :*

SIR—I am instructed by the House to re-return to the Senate the following joint resolution:

Senate joint resolution No. 23, entitled

Joint resolution to authorize the board of State auditors to settle the claim

of Ransom Bartlett for trespass on land under conveyance from the State to said Ransom Bartlett.

Which was returned to the House in compliance with its request.

And now to inform the Senate that the House has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

On motion of Mr. Harshaw,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

The joint resolution was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 12, 1889.*

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bills:

1. Senate bill No. 210 (file No. 99), entitled

A bill to establish a State road in Bay county.

2. Senate bill No. 188 (file No. 77), entitled

A bill making appropriation for the purchase of a cooking range, two washing machines, fire and lawn hose, dishes, bedding, books and stationery, tools and general repairs, and for the purchase of one sander, and for putting in dust arresters in certain shops at the State House of Correction and Reformatory at Ionia.

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

On motion of Mr. Taylor,

The Senate adjourned.

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*Lansing, Tuesday, April 16, 1889.*

The Senate met and was called to order by the President *pro tem.*, at 2 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Babcock, Blackwell, Giddings, Harshaw, Holbrook and Milnes.

On motion of Mr. Colgrove,

Leave of absence was granted to the committee on labor interests for the day.

On motion of Mr. Chapman,  
Leave of absence was granted to all absentees for the day.

By unanimous consent,

Mr. Ranney, moved that the committee of the whole be discharged from the further consideration of

House bill No. 284, entitled

A bill to incorporate the village of Highland Park, in the county of Wayne.  
Which motion prevailed.

On motion of Mr. Ranney,

The bill was re-committed to the committee on cities and villages.

#### PRESENTATION OF PETITIONS.

No. 437. By Mr. Ball: Petition of T. H. Lee and other citizens of Calhoun county, relative to the township unit school system.

Referred to the committee on education and public schools.

No. 438. By Mr. Ball: Petition of B. B. Withington and many other citizens of Calhoun county, on the same subject.

Same reference.

No. 439. By Mr. Ball: Petition of C. E. Cleveland and many other citizens of Calhoun county, on the same subject.

Same reference.

No. 440. By Mr. Rentz: Petition of District 50, K. of L., for election reform legislation.

Referred to the committee on elections.

No. 441. By Mr. Rentz: Petition of W. P. Dick and others for a fish shute in the middle branch of River Rouge.

Referred to the committee on fisheries.

No. 442. By Mr. Rentz: Protest of M. Manahan and others of Detroit against the passage of the boulevard bills.

Referred to the committee on labor interests.

No. 443. By Mr. Wesselius: Resolutions of all but two members of the Grand Rapids board of education, relative to the Tyrrel text-book bill, House bill No. 189.

Referred to the committee on education and public schools.

No. 444. By Mr. Wesselius. Petition of W. F. Riggs and 30 others, residents of Schoolcraft county, requesting legislation relative to granting bounty for the killing of wolves in the upper peninsula.

Referred to the committee on State affairs.

No. 445. By Mr. Gurney: Petition of C. N. Sowers and 14 other citizens of Oceana county, relative to the township unit school system.

Referred to the committee on education and public schools.

No. 446. By Mr. Fox for Mr. Babcock: Petition of W. H. Murphy and 210 others, citizens of Cass county, protesting against the passage of any law preventing fishing with troll lines.

Referred to the committee on fisheries.

#### REPORTS OF STANDING COMMITTEES.

By the committee on State affairs and finance and appropriations jointly.  
The committee on State affairs and finance and appropriations jointly, to whom was referred

House bill No. 210, entitled

A bill to fix the per diem compensation of members of the State Legislature from the Upper Peninsula for and during the session of 1889,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and without recommendation, and ask to be discharged from further the consideration of the subject.

W. I. BABCOCK,

*Chairman Joint Committees.*

Report accepted and committee discharged.

On motion of Mr. Wisner,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barringer,	Mr. Gorman,	Mr. Nagel,	Mr. Toan,
Berry,	Green.	Palmer,	Wesseling,
Den Herder,	Grosfield,	Ranney,	Wisner,
Fox,	Gurney,	Rentz,	President
Galbraith,	Leavitt,	Taylor,	<i>pro tem.</i> ,
Gilmore,	McCormick,		21

#### NAYS.

0

Title agreed to.

On motion of Mr. Wisner,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committees on agricultural interests and finance and appropriations jointly:

The committees on agricultural interests and finance and appropriations jointly, to whom was referred

Senate bill No. 393, entitled

A bill relative to agricultural societies organized under the laws of this State to provide for the distribution of moneys appropriated to promote agriculture and for other purposes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to enable the executive committee of the State Agricultural Society to permanently locate the place of holding its annual fairs, and to repeal act No. 65 of the public acts of 1887,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

R. L. TAYLOR,

*Chairman Joint Committee.*

Report accepted and committee discharged.

On motion of Mr. Taylor,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

On motion of Mr. Taylor,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barringer,	Mr. Galbraith,	Mr. Leavitt,	Mr. Taylor,
Berry,	Gilmore,	McCormick,	Toan
Chapman,	Gorman,	Nagel,	Wesselius,
Colgrove,	Green,	Palmer,	Wisner,
Den Herder,	Griffey,	Ranney,	President
Dunstan,	Grosfield,	Rentz,	<i>pro tem,</i>
Fox,	Gurney,		25

## NAYS.

0

Title agreed to.

On motion of Mr. Taylor,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and villages to whom was re-referred

House bill No 264, entitled

A bill to incorporate the village of Highland Park in the county of Wayne,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Ranney,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Ranney,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Berry,	Mr. Gorman,	Mr. Leavitt,	Mr. Rentz,
Chapman,	Green,	McCormick,	Taylor.
Den Herder,	Griffey,	Nagel,	Toan,
Dunstan,	Grosfield,	Palmer,	Wisner,
Fox,	Gurney,	Ranney,	President
Gilmore,			<i>pro tem.,</i>
			21

## NAYS.

0

Title agreed to.

On motion of Mr. Ranney,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report, as correctly enrolled, signed, and presented to the Governor, the following:

1. Senate bill No. 188 (file No. 77), entitled

A bill making appropriation for the purchase of a cooking range, two washing machines, fire and lawn hose, dishes, bedding, books and stationery, tools and general repairs, and for the purchase of one sander, and for putting in dust arresters in certain shops at the State House of Correction and Reformatory at Ionia,

2. Senate bill No. 210 (file No. 99), entitled

A bill to establish a State road in Bay county.

3. Senate joint resolution No. 23, entitled

Joint resolution to authorize the board of State auditors to settle the claim of Ransom Bartlett for trespass on land under conveyance from the State to said Ransom Bartlett.

JAMES W. McCORMICK, *Chairman.*

Report accepted.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 300, entitled

A bill to facilitate the discovery and apprehension of persons guilty of criminal offenses,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that it be printed for use of the committee.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The bill was ordered printed for the use of the committee.

#### MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE, }  
Lansing, April 16, 1889. }

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate joint resolution No. 23, being

Joint resolution to authorize the Board of State Auditors to settle the claim of Ransom Bartlett for trespass on land under conveyance from the State to said Ransom Bartlett.

C. G. LUCE.

*Governor.*

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, {  
*Lansing, April 12, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 355, entitled

A bill to amend section 3 of chapter 1, sections 3 and 9 of chapter 3, section 15 of chapter 4, sections 1 and 9 of chapter 5, sections 9 and 14 of chapter 6, sections 3, 4 and 7 of chapter 7, section 3 of chapter 13, the title and sections 1, 2 and 3 of chapter 17, section 1 of chapter 18, sections 1, 3 and 9 of chapter 19, section 4 of chapter 20, sections 2, 3, 4, 5, 6, 7, 9, 10, 12, 16, 17 and 18 of chapter 21, sections 1, 2, 3, 5, 8, 9, 10, 13, 19 and 20 of chapter 23, sections 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16 and 17 of chapter 24, sections 1, 3 and 5 of chapter 25, and sections 1, 5, 6 and 7 of chapter 27 of act number 533 of the local acts of 1887, entitled "An act to incorporate the city of Sault Ste. Marie, and to repeal an act entitled 'An act to re-incorporate the village of Sault Ste. Marie,' approved May 29, 1879, as amended," and to add new sections thereto, to stand as sections 11, 12 and 13 of chapter 9, section 10 of chapter 13, sections 4, 5, 6, 7, 8, 9 and 10 of chapter 17, section 22 of chapter 21, section 22 of chapter 23, and section 5 of chapter 25,

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

MOTIONS AND RESOLUTIONS.

Mr. Gilmore offered the following resolution:

WHEREAS, It is currently reported that many saloon keepers persistently refuse to pay the tax imposed upon them by the laws of the State, thus setting at defiance the law-making power and ignoring a just and proper provision for restraining the traffic in alcoholic beverages; therefore be it

*Resolved*, That the committee on the subject of liquor traffic be requested to inquire into the truth of said reports and if found true to inform the Senate what legislation, if any, is needed to enforce compliance with the law.

The question being on the adoption of the resolution,

The resolution was adopted.

Mr. Taylor offered the following resolution:

*Resolved*, That the committee on finance and appropriations be empowered to visit, or to appoint a sub-committee to visit, such State institutions as they may deem necessary, to better enable them to act on certain appropriations, and that actual expenses only, incurred by such committee in discharge of their duties, be allowed.

The question being on the adoption of the resolution,

The resolution was adopted.

THIRD READING OF BILLS.

House bill No. 238, entitled

A bill authorizing and instructing the auditor general to balance the accounts of the Industrial Home for Girls by transfer of funds,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Berry,	Mr. Galbraith,	Mr. Grosfield,	Mr. Ranney,	
Chapman,	Gilmore,	Gurney,	Rentz,	
Den Herder,	Gorman,	Leavitt,	Taylor,	
Dunstan,	Green,	McCormick,	Toan,	
Fox,	Griffey,	Palmer,	Wisner,	20

## NAYS.

0

Title agreed to.

On motion of Mr. Fox,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No 540 (file No. 134), entitled

A bill to amend section 9 of chapter 223 of the compiled laws of 1871, relative to rights of *habeas corpus* and *certiorari*, as amended by act No. 266 of the public acts of 1881, approved June 9th, 1881, the same being compiler's section 8556 of Howell's annotated statutes of Michigan,

Was read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Barringer,	Mr. Galbraith,	Mr. McCormick,	Mr. Taylor,	
Berry,	Green,	Nagel,	Toan,	
Chapman,	Griffey,	Palmer,	Wisner,	
Den Herder,	Grosfield,	Ranney,	President	
Dunstan,	Gurney,	Rentz,	<i>pro tem.</i> ,	21
Fox,	Leavitt,			

## NAYS.

0

Title agreed to.

House bill No. 526 (file No. 155), entitled

A bill to amend sections 4496 and 4499, of the compiled laws of 1871, being sections 5964 and 5967, of Howell's annotated statutes relative to assignment, partition and distribution of estates of deceased persons,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barringer,	Mr. Galbraith,	Mr. Leavitt,	Mr. Rentz,	
Berry,	Green,	McCormick,	Taylor,	
Chapman,	Griffey,	Nagel,	Toan,	
Den Herder,	Grosfield,	Palmer,	Wisner,	
Fox,	Gurney,	Ranney,	President	
			<i>pro tem.</i> ,	20



## NAYS.

0

Title agreed to.

On motion of Mr. Palmer,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 299, entitled

A bill to amend chapter 5 of act No. 202 of the session laws of 1871, entitled "An act to incorporate the city of Marquette," approved February 27, 1871, by the addition of a new section thereto, to stand as section 20.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barringer,	Mr. Gorman,	Mr. McCormick,	Mr. Taylor,
Berry,	Griffey,	Nagel,	Toan,
Den Herder,	Grosfield,	Palmer,	Wisner,
Fox,	Gurney,	Ranney,	President
Galbraith,	Leavitt,		<i>pro tem.</i> , 18

## NAYS.

0

Title agreed to.

On motion of Mr. Griffey,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 96 (file No. 98), entitled

A bill to amend section 626 of Howell's annotated statutes of Michigan, as amended by section one of Act No. 117, of the public acts of 1887, approved May 3, 1887, relative to the application, appointment and qualification of notaries public,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

## YEAS.

Mr. Barringer;	Mr. Gorman,	Mr. McCormick,	Mr. Wesselius,
Berry,	Griffey,	Nagel,	Wisner,
Den Herder,	Grosfield,	Ranney,	President
Fox,	Gurney,	Toan,	<i>pro tem.</i> , 17
Galbraith,	Leavitt,		

## NAYS.

1

Mr. Taylor,

Title agreed to.

House joint resolution No. 25 (file No. 5), entitled

Joint resolution authorizing the auditor general to credit the county of Isabella certain moneys charged as taxes and interest on unpaid taxes on certain vacant Indian reservation lands in said county of Isabella,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Berry,	Mr. Green,	Mr. McCormick,	Mr. Toan,	
Den Herder,	Griffey,	Nagel,	Wesselius,	
Fox,	Grosfield,	Palmer,	Wisner,	
Galbraith,	Gurney,	Ranney,	President	
Gorman,	Leavitt,	Taylor,	<i>pro tem.</i> ,	19

## NAYS.

0

Title and preamble agreed to.

On motion of Mr. Green,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

House bill No. 225 (file No. 193), entitled

A bill to authorize the township of Roscommon, Roscommon county, to borrow money to be used in the payment of outstanding orders of said township and to issue bonds therefor,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barringer,	Mr. Gorman,	Mr. McCormick,	Mr. Toan,	
Berry,	Green,	Nagel,	Wesselius,	
Den Herder,	Griffey,	Palmer,	Wisner,	
Fox,	Grosfield,	Ranney,	President	
Galbraith,	Gurney,	Taylor,	<i>pro tem.</i> ,	21
Gilmore,	Leavitt,			

## NAYS.

0

Title agreed to.

On motion of Mr. Fox,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 59 (file No. 33), entitled

A bill for the consolidation of an ecclesiastical society with its church.

Was read a third time, and pending the taking of the vote thereon,

Mr. Wesselius moved that the bill be referred to the committee on judiciary,

Which motion prevailed and the bill was so referred.

## GENERAL ORDER.

On motion of Mr. Taylor,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Gurney to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

## I.

The committee of the whole have had under consideration the following: House joint resolution No. 10, entitled

A joint resolution authorizing the issuing of a patent to William Botruff upon primary school land certificate numbered 7079.

Senate bill No. 135 (file No. 106), entitled

A bill to authorize the township board of the township of Grand Rapids, county of Kent, to provide and maintain street lamps for the lighting of the streets and highways of the west one-half of section 29 in said township.

Senate bill No. 287 (file No. 109), entitled

A bill to amend the charter of the city of Coldwater, by adding six sections thereto, to stand as sections 61, 62, 63, 64, 65, and 66, to enable the city of Coldwater to construct a system of water-works, to bond the city therefor, and to appropriate private property, if necessary, for that purpose,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

Senate bill No. 185, file No. 95, entitled

A bill to amend sections 2, 3, 5, 6, 8, 9, 10, 11, 12, 13, 16, and 17 to 55, inclusive, of act No. 517 of the local acts of 1867, entitled "An act to incorporate the village of Houghton," approved March 28, 1867, as amended, and to add 111 new sections thereto, to stand as sections 56 to 166, inclusive,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

## III.

The committee of the whole have also had under consideration the following:

Senate bill No. 136, (file No. 107), entitled,

A bill to provide for the construction and maintenance of sidewalks in the township of Grand Rapids, county of Kent, and to levy a tax therefor.

Senate bill No. 137, (file No. 108), entitled,

A bill to authorize the township board of the township of Grand Rapids, in the county of Kent, to establish and maintain a fire district within the limits of section 29 of said township, and to provide fire protection within the same,

Have directed their chairman to report the same back to the Senate, with the recommendation that they be referred to the committee on judiciary.

T. S. GURNEY, *Chairman.*

Report accepted.

The first named bills and joint resolution were placed on the order of third reading of bills.

On motion of Mr. Gurney,

The Senate concurred in the amendments made to the second named bill, and the same was placed on the order of third reading of bills.

On motion of Mr. Gurney,

The Senate concurred in the recommendation of the committee regarding the third named bills, and the same were referred to the committee on judiciary.

By unanimous consent,

Mr. Barringer moved to take from the table

Senate bill No. 254 (file No. 57), entitled

A bill to provide for building bridges situated partly in more than one township, or in one township or more than one, and partly in a city or incorporated village, when any such township, city or village shall be unwilling to join in or contribute to the building thereof.

The question being on concurring in the amendments made by the House to the bill,

On motion of Mr. Barringer,

The Senate concurred, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barringer,	Mr. Fox,	Mr. Leavitt,	Mr. Ranney,
Berry,	Gorman,	McCormick,	Taylor
Chapman,	Green,	Milnes,	Wisner,
Den Herder,	Griffey,	Nagel,	President
Dunstan,	Gurney,	Palmer,	<i>pro tem.</i> , 19

#### NAYS.

0

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Senate resumed the order of

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 16, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 386 (file No. 263), entitled

A bill to provide for the submission to the people of this State of the question of a convention for the purpose of a general revision of the constitution of this State.

2. House bill No. 376 (file No. 262), entitled

A bill to amend section 25 of chapter 244 of the compiled laws of 1871, being compiler's section 7534, as amended by act No. 191 of the public acts of 1875, being compiler's section 9099 of Howell's annotated statutes, relative to offenses against the lives and persons of individuals,

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on constitutional amendments.

The second named bill was read a first and second time by its title, and referred to the committee on judiciary.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, {  
Lansing, April 16, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 478 (file No. 266), entitled

A bill to authorize the board of trustees of Union School District No. 1, Jackson, Mich., to establish and maintain a school for manual training.

2. House bill No. 158 (file No. 238), entitled

A bill to protect the holder of contingent and highway outstanding township orders and to provide for their prompt and full payment by proceedings taken in pursuance of one and the first application for said payment.

3. House bill No. 420 (file No. 261), entitled

A bill to amend section 1, of act No. 270 of the public acts of 1887, entitled "An act to establish, protect and enforce the rights of mechanics and other persons furnishing labor or materials for the erection, altering and repairing or ornamenting buildings, machinery, wharves and all other structures, and to repeal act 258 of the session laws of 1879, and all acts amendatory thereof, relating to mechanics' liens.

4. House bill No. 174 (file No. 107), entitled

A bill to amend section 1 of chapter 7, of act No. 243, of the public acts of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement and maintenance of highways and private roads, and the building, repairing and preservation of bridges within this State," being section 1379 of Howell's annotated statutes,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on education and public schools.

The second named bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

The third named bill was read a first and second time by its title, and referred to the committee on mechanical interests.

The fourth named bill was read a first and second time by its title, and referred to the committee on roads and bridges.

On motion of Mr. McCormick,

The Senate adjourned.

*Lansing, Wednesday April 17, 1889.*

The Senate met and was called to order by the President *pro tem.* at 2 o'clock P. M.

Roll called: a quorum present.

PRESENTATION OF PETITIONS.

No. 447. By Barringer: Petition of 77 citizens of Macomb county praying for the inspection of beef on the hoof.

Referred to the committees on agricultural interests and public health.

Also:

No. 448: Petition of 15 citizens of Macomb county on the same subject. Same reference.

No. 449. By Mr. Berry: Petition of Wm. Briley, W. B. Bodey and 19 others, county and school officers of Montmorency county, for the passage of the Blackwell township unit school system bill.

Referred to the committee on judiciary and public schools.

REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 223, entitled

A bill to amend section 23 of chapter 217 of Howell's annotated statutes of 1882, being compiler's section No. 5753,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 535 (file No. 156), entitled

A bill to amend sections 4625 and 4626 of the compiled laws of 1871, being sections 6105 and 6106 of Howell's annotated statutes, relative to mortgaging of estates by executors, administrators and guardians,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 537 (file No. 157), entitled

A bill to amend sec. 4379 of the compiled laws of 1871, being sec. 5489 of Howell's annotated statutes relative to the administration and distribution of estates of intestates,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 137 (file No. 108), entitled

A bill to authorize the township board of the township of Grand Rapids, in the county of Kent, to establish and maintain a fire district within the limits of section 29 of said township, and to provide fire protection within the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 21 (file No. 29), entitled

A bill to amend section 7565 of the compiled laws of 1871, as amended, being section 9136 of Howell's annotated statutes, relative to offenses against property,

And the Senate substitute therefor, being

Senate bill No. 21 (file No. 20), entitled,

A bill to amend section 14 of chapter 245, of the compiled laws of 1871, as amended, the same being section 9136 of Howell's annotated statutes of Michigan, relative to offenses against property,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that neither do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Palmer,

The bill and substitute were laid on the table.

By the committee on public lands:

The committee on public lands, to whom was referred

House bill No. 351 (file No. 213), entitled

A bill to amend section 1 of act No. 45 of the public acts of 1887, entitled "An act to facilitate the disposal and settlement of taxes on vacant or part paid swamp, school, and other lands," approved March 24, 1887,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

EDWIN G. FOX, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Fox,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on finance and appropriations:

The committee on finance and appropriations, to whom was referred

House bill No. 44 (file No. 28), entitled

A bill making an appropriation for the support of the Michigan School for the Blind for the years 1889 and 1890,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on fisheries:

The committee on fisheries, to whom was referred

Senate bill No. 311, entitled

A bill to amend section 1 of act 124, session laws of 1869, entitled "An act to revise and consolidate the several acts relating to the protection of game and for the better preservation of elk, deer, birds and wild fowl, approved April 3d, 1869, and all subsequent amendments of said section, the same being section 2198, Howell's annotated statutes as amended by act No. 256 of the session laws of 1887,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

T. S. GURNEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Gurney,

The bill was laid on the table.

By the committee on fisheries:

The committee on fisheries, to whom was referred

House bill No. 251 (House file 112), entitled

A bill to prohibit the catching of fish with seines, gill nets or any form of pound or trap nets in the channel known as the Les Chenaux channels, or in



the entrances thereto, except that portion lying each of the east line of section 34, town 42 north, of range one east,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

T. S. GURNEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on fisheries:

The committee on fisheries, to whom was referred

House bill No. 195 (file 252), entitled

A bill to preserve deer and elk on the island of Bois Blanc in the State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

T. S. GURNEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on public health:

The committee on public health, to whom was referred

Senate bill No. 414, entitled

A bill to amend sections 1, 2 and 8 of chapter 11 and section 42 of chapter 7 of act No. 326 of the local acts of 1883, entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

A. MILNES, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Milnes,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered re-printed, referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE,  
Lansing, April 16, 1889. }

To the Senate:

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 210 (file No. 99), being  
An act to establish a State road in Bay county.

Also,

Senate bill No. 188 (file No. 77), being

An act making appropriation for the purchase of a cooking range, two washing machines, fire and lawn hose, dishes, bedding, books and stationery, tools and general repairs, and for the purchase of one sander and for the putting in dust arresters in certain shops at the State House of Correction and Reformatory at Ionia.

C. G. LUCE, *Governor.*

The message was laid on the table.

MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 16, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to respectfully request the return of the following entitled bill:

Senate bill No. 70 (file No. 44), entitled

A bill to amend section 1, of an act entitled "An act to authorize proceedings by garnishment in the circuit courts and the district court of the Upper Peninsula," approved March 16, 1861, as the same has been amended by the several acts amendatory thereof, the same being section 8058 of Howell's annotated statutes of the State of Michigan.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

Mr. Wesselius moved that a respectful message be sent to the Governor requesting the return to the Senate of the above named bill,

Which motion prevailed.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 16, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled joint resolution:

House joint resolution No. 2 (file No. 2), entitled

Joint resolution to amend section 1 of article 7 of the constitution of the State of Michigan, relative to elections,

Which has passed the House by a two-thirds majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The joint resolution was read a first and second time by its title and referred to the committee on constitutional amendments.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, April 16, 1889. }

*To the President of the Senate :*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 101 (file No. 46), entitled

A bill to repeal act No. 262, public acts of 1887, entitled "An act to provide for reporting all mortgages by the several registers of deeds of this State to the supervisors and assessing officers of their respective counties, and to the register of deeds of other counties wherein the mortgagee resides, for assessment purposes, and providing blank form books therefor; also prescribing the duties of registers of deeds relative to the recording of mortgages," approved June 27, 1887,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and

Pending its reference,

Mr. Gurney moved that the rules be suspended, and the bill be placed on its immediate passage.

Pending which,

Mr. Wisner moved that the consideration of the bill be made the special order for Thursday, April 18, 1889, at 2 o'clock P. M.

Pending which,

Mr. Oolgrove moved to amend by making the time for the special order Wednesday, April 24, 1889, at 2 o'clock P. M.

Which amendment was agreed to.

The motion as amended then prevailed, two-thirds of all the Senators present voting therefor.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, April 17, 1889. }

*To the President of the Senate :*

SIR—I am instructed by the House to transmit the following entitled bill:  
House bill No. 237 (file 153), entitled,

A bill to establish a state road in the townships of Monitor, Kawkawlin and Beaver, in the county of Bay,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on roads and bridges.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, April 17, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 159 (file No. 47), entitled

A bill to amend section 5 of act No. 142 of the session laws of 1849, entitled "An act to incorporate the trustees of Mountain Home Cemetery," approved March 28, 1849,

In the passage of which the House has concurred by a two-thirds majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES,  
Lansing, April 16, 1889.

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 69, entitled

A bill authorizing the West Side Building and Loan Association, of Grand Rapids, Michigan, to increase its capital stock to two million dollars,

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Senate resumed the order of

#### MESSAGES FROM THE GOVERNOR.

EXECUTIVE OFFICE, MICHIGAN. }  
Lansing, April 17, 1889. }

*To the President of the Senate:*

In compliance with the request of the honorable Senate conveyed to me through the secretary, I herewith transmit and return without executive consideration.

Senate bill No. 70 (file No. 44), entitled

A bill to amend section 1 of an act entitled "An act to authorize proceed-

ings by garnishment in the circuit courts and the district courts of the upper peninsula," approved March 16, 1861, as the same has been amended by the several acts amendatory thereof, the same being section 8058 of Howell's annotated statutes of the State of Michigan.

C. G. LUCE,  
Governor.

On motion of Mr. Wesselius,  
The bill was ordered returned to the House.

#### MOTIONS AND RESOLUTIONS.

Mr. Wesselius moved to take from the table House bill No. 31 (file No. 50), entitled

A bill to annul section 4420 of the compiled laws of 1871, being section 5888 of Howell's annotated statutes, relative to the appointment of commissioners on claims against estates of deceased persons.

Which motion prevailed.

On motion of Mr. Wesselius,

The bill was recommitted to the committee on judiciary.

Mr. Rentz moved to take from the table

House bill No. 139 (file No. 62), entitled

A bill relative to the board of county auditors for the county of Wayne, and to their powers, duties and compensation,

Which motion prevailed.

The bill was read a third time, and pending the taking of the vote thereon,

Mr. Nagel, by unanimous consent, moved to amend the bill as follows:

By striking out of section 2 "\$3,500" and inserting in lieu thereof "\$2,500,"

Which motion did not prevail.

Mr. Grosfield, by unanimous consent, moved to amend the bill as follows:

By striking out of section two "\$3,500" and inserting in lieu thereof "\$3,000."

Which motion did not prevail.

Mr. Chapman, by unanimous consent, moved to amend the bill as follows:

By striking out of section two "\$3,500" and inserting in lieu thereof "\$2,800."

Mr. Nagel demanded the yeas and nays.

The amendment then was not agreed to, a majority of the Senators present not voting therefor as follows:

#### YEAS.

Mr. Barringer,  
Chapman,  
Galbraith,  
Gilmore,

Mr. Gorman,  
Grosfield,  
Milnes,

Nagle,  
Ranney,  
Taylor,

Mr. Toan.  
Wisner,  
President  
*pro tem.*, 13

#### NAYS.

Mr. Babcock,  
Berry,  
Blackwell,  
Colgrove,  
Den Herder,

Mr. Dunstan,  
Fox,  
Giddings,  
Green,  
Griffey,

Mr. Gurney,  
Harshaw,  
Holbrook,  
Leavitt,

Mr. McCormick,  
Palmer,  
Rentz,  
Wesselius,

The bill was then passed, a majority of all Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Holbrook,	Mr. Toan,
Berry,	Gorman,	Leavitt,	Wesselius,
Blackwell,	Green,	McCormick,	Wisner,
Colgrove,	Griffey,	Palmer,	President
Den Herder,	Grosfield,	Ranney,	<i>pro tem.</i> , 25
Dunstan,	Gurney,	Rentz,	
Fox,	Harshaw,	Taylor,	

## NAYS.

Mr. Barringer,	Mr. Gilmore,	Mr. Milnes,	Mr. Nagel.
Galbraith,			

5

Title agreed to.

On motion of Mr. Rentz,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Chapman,

Leave of absence was granted to the committee on finance and appropriations and Mr. Wesselius for the rest of the day.

On motion of Mr. Griffey,

Leave of absence was granted to Mr. Rentz for the rest of the day.

## THIRD READING OF BILLS.

Senate bill No. 287, entitled

A bill to amend the charter of the city of Coldwater, by adding six sections thereto, to stand as sections 61, 62, 63, 64, 65 and 66, to enable the city of Coldwater to construct a system of water-works, to bond the city therefor, and to appropriate private property, if necessary, for that purpose.

Pending third reading of which

On motion of Mr. Fox,

The bill was laid on the table.

Senate bill No. 135 (file No. 106, entitled,

A bill to authorize the township board of the township of Grand Rapids, county of Kent, to provide and maintain street lamps for the lighting of the streets and highways of the west one-half of section twenty-nine (29) in said township,

Pending third reading of which,

On motion of Mr. Colgrove,

The bill was laid on the table.

House joint resolution No. 10, entitled

A joint resolution authorizing the issuing of a patent to William Botruff upon primary school land certificate numbered 7079,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Griffey,	Mr. McCormick,
Barringer,	Galbraith,	Grosfield,	Nagel,

Mr. Berry,  
Colgrove,  
Dunstan,

Mr. Giddings,  
Green,

Mr. Gurney,  
Holbrook,

Mr. Toan,  
President  
*pro tem.*, 17  
0

### NAYS.

The title and preamble agreed to.

Mr. Fox moved that the joint resolution take immediate effect.

Pending which,

On motion of Mr. Fox,

The joint resolution was laid on the table.

Senate bill No. 185 (file No. 95), entitled

A bill to amend sections 2, 3, 5, 6, 8, 9, 10, 11, 12, 13, 16, and 17 to 55, inclusive, of act No. 517 of the local acts of 1867, entitled "An act to incorporate the village of Houghton," approved March 28, 1867, as amended, and to add 111 new sections thereto, to stand as sections 56 to 166, inclusive,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Babcock,  
Barringer,  
Berry,  
Colgrove,  
Dunstan,

Mr. Fox,  
Galbraith,  
Giddings,  
Gilmore,  
Green,

Mr. Griffey,  
Grosfield,  
Gurney,  
Holbrook,

Mr. McCormick,  
Nagel,  
Toan,  
President  
*pro tem.*, 18  
0

### NAYS.

Title agreed to.

Mr. Dunstan moved that the bill be ordered to take immediate effect.

Pending which,

On motion of Mr. Dunstan,

The bill was laid on the table.

On motion of Mr. Giddings,

The Senate adjourned.

*Lansing, Thursday, April 18, 1869.*

The Senate met and was called to order by the President *pro tem.*, at 2 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Mr. Wesselius.

On motion of Mr. DenHerder,

Leave of absence was granted to Mr. Wesselius for the day.

### PRESENTATION OF PETITIONS.

No. 450. By Mr. Rentz: Protest of Allen Sheldon and 2,551 other business men of Detroit against bonding the city without submitting the question to a vote of the people.

Referred to the committee on labor interests.

No. 451. By Mr. Harshaw: Resolutions of the Alpena common council, relative to amending the school laws of said city.

Referred to the committee on education and public schools.

No. 452. By Mr. Milnes: Petition of Milan Wheeler, Alfred Thompson and many other citizens of Coldwater for legislation granting to women the right to vote in said city for members of the board of education.

Referred to the committee on cities and villages.

Also:

No. 453: Petition of Mrs. R. C. Southworth, Mrs. I. Cogshall and many others of Coldwater on the same subject.

Same reference.

#### REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report, as correctly enrolled, signed, and presented to the Governor, the following:

1. Senate bill No. 254 (file No. 57), entitled

A bill to provide for building bridges situated partly in more than one township, or in one township or more than one and partly in a city or incorporated village, when any such township, city or village shall be unwilling to join in or contribute to the building thereof.

2. Senate bill No. 69, entitled

A bill authorizing the West Side Building and Loan Association of Grand Rapids, Michigan, to increase its capital stock to two million dollars.

C. G. GRIFFEY, *Acting Chairman.*

Report accepted.

By the committee on finance and appropriations:

The committee on finance and appropriations, to whom was referred

House bill No. 272 (file No. 145), entitled

A bill making appropriations for constructing a cement sidewalk, and for increasing the water supply at the Michigan Asylum for the Insane,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on finance and appropriations:

The committee on finances and appropriations, to whom was referred

House bill No. 137 (file No. 205), entitled

A bill making an appropriation for the current expenses of the Michigan Soldiers' Home and other expenses necessary to the maintenance and improvement thereof for the years 1889 and 1890,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN, *Chairman.*



Report accepted and committee discharged.

On motion of Mr. Chapman,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on public health:

Your committee on public health, to whom was referred

House bill No. 584 (file No. 251), entitled

A bill to prohibit the manufacturing, selling or keeping for sale or giving away any cigarettes, or any imitation thereof composed in whole or in part of tobacco or any substance in the form of the cigarette containing narcotic elements or any paper known as rice paper, or any kind of paper made or designed for the wrapper of the cigarette,

Respectfully report that they have had the same under consideration, and report the same back to the Senate with the following substitute therefor, entitled

A bill to prohibit selling, giving or furnishing tobacco in any of its forms to minors, and providing a penalty therefor.

And recommend that the substitute do pass, and asked to be discharged from the further consideration of the subject.

Your committee think it appropriate that they give some of the reasons that influenced them in taking the above course, and respectfully submit them herewith.

*First,* The bill as passed by the House discriminates against tobacco in one of its forms and allows its sale to minors and all other persons in any form except when rolled up into a cigarette. The boy of 5 to 16 years is allowed to purchase with impunity the vile and villainous cheap cigar, containing from five to ten times the amount of poor tobacco contained in the ordinary cigarette, and, therefore, ten times the amount of nicotine, and yet is forbidden to purchase any amount of tobacco when put in the form of a cigarette. Your committee believe that tobacco in all its forms should be kept from the youth of our land, and therefore submit this substitute.

*Second,* The House bill provides that no cigarette or any substitute shaped in the form of a cigarette shall be sold to any person. Your committee believes that the bill, if allowed to become a law, would be inoperative and would be evaded, by simply changing the form, and making it up in some different form to evade the above provision.

*Third,* Under the provisions of the House bill, the tobacco from which cigarettes are made, can be sold to any person either a minor or those of mature years, and would simply put them to the trouble of making them roll their own cigarettes. Your committee believe that not only the so-called deadly cigarette, but the material from which they are made, should be kept from all persons until they arrive at years of discretion.

*Fourth,* Your committee have been entirely unable to determine where the cigarette leaves off, and the cigar begins.

Cigarettes are sold upon the market precisely the same shape as a cigar, only smaller, and if the House bill should become a law cigarettes would cease to be sold, but the consumption of small cigars would increase enormously.

*Fifth,* The House bill prohibits the sale of anything shaped in the form of a cigarette, which would make it a misdemeanor to sell cubebs, rolled in

the form of a cigarette, which are used largely for medicinal purposes. For these and other reasons your committee are of the opinion that the substitute offered by them should take the place of the House bill.

A. MILNES, *Chairman*.

Report accepted and committee discharged.

Pending concurrence in the adoption of the substitute reported for the bill by the committee.

On motion of Mr. Gorman,

The substitute was ordered printed and the bill and substitute referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 108, entitled

A bill to permit the township boards of the several townships in the State of Michigan to regulate and license the business of hawking, peddling or trafficking in any goods, wares, merchandise or products in their townships,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to authorize the township board of any township to license hawkers, peddlers and pawnbrokers and hawking and peddling, and to regulate and license the sale or peddling of goods, wares, merchandise, refreshments or any kind of property or thing by persons going about from place to place in the township for that purpose, or from any stand, cart, vehicle or other device in the streets, highways or in or upon wharves, docks, open places or spaces, public grounds or buildings in the township, and to provide a forfeiture for every person who, without license, or contrary to the terms of any license granted to him, shall exercise any occupation or trade, or do anything in respect to which any license shall be required by any resolution or regulation of the township board made or passed under authority of this act,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Babcock,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The substitute was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate Joint resolution No. 22, entitled

A joint resolution accepting the invitation of the French government to the Paris Universal Exposition of 1889,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman*.

Report accepted and committee discharged.

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State affairs :

The committee on State affairs, to whom was referred

Senate bill No. 156, entitled

A bill to repeal sections 4 and 5 of act No. 259 of the public acts of 1887, being an act entitled an act to provide for an Independent Forestry Commission of the State of Michigan, and to define its duties and powers, and to provide for the expense thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on State affairs :

The committee on State affairs, to whom was referred

Senate bill No. 14 (file No. 14), entitled

A bill to provide for the erection of an executive mansion and for heating and furnishing the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and without recommendation, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Holbrook,

The bill was referred to the committee on finance and appropriations.

By the committee on agricultural college.

The committee on agricultural college, to whom was referred

House bill No. 129, (file No. 255), entitled

A bill to make an appropriation for the support of the State Agricultural College, for the erection and repair of buildings and other improvements at said college,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN HOLBROOK, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on finance and appropriations.

By the committee on mechanical interests:

The committee on mechanical interests, to whom was referred

House bill No. 420 (file No. 261), entitled

A bill to amend section 1 of act No. 270 of the public acts of 1887, entitled "An act to establish, protect and enforce the rights of mechanics and other persons furnishing labor or materials for the erection, altering, and repairing or ornamenting buildings, machinery, wharves and all other

structures, and to repeal act 258 of the session laws of 1879, and all acts amendatory thereof, relating to mechanics' liens."

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

JOHN G. BERRY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Berry,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on fisheries:

The committee fisheries, to whom was referred

Senate bill No. 384, entitled

A bill to repeal an act entitled "An act to provide for the appointment of a game and fish warden and to prescribe his powers and duties, being act No. 28, of the public acts of 1887."

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

T. S. GURNEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Gorman,

The bill was laid on the table.

The committees on State Prison, Reformatory at Ionia, Asylum for Criminal Insane and House of Correction at Marquette jointly, to whom was referred

Senate bill No. 23 (file No. 3), entitled

A bill to revise and consolidate the laws relative to the State Prison, to the State House of Correction and Branch of the State Prison in the Upper Peninsula, and to the State House of Correction and Reformatory at Ionia, and the government and discipline thereof, and to repeal all acts inconsistent therewith,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and without recommendation, and ask to be discharged from the further consideration of the subject.

EDWIN G. FOX, *Chairman Joint Committee.*

Report accepted and committee discharged.

On motion of Mr. Fox,

The consideration of the bill was made the special order for Thursday, April 25, 1889, at 2 o'clock P. M.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report, as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 355, entitled

A bill to amend section 3 of chapter 1, sections 8 and 9 of chapter 3, section 15 of chapter 4, sections 1 and 9 of chapter 5, sections 9 and 14 of

chapter 6, sections 3, 4 and 7 of chapter 7, section 3 of chapter 13, the title and sections 1, 2 and 3 of chapter 17, section 1 of chapter 18, sections 1, 3 and 9 of chapter 19, section 4 of chapter 20, sections 2, 3, 4, 5, 6, 7, 9, 10, 12, 16, 17 and 18 of chapter 21, sections 1, 2, 3, 5, 8, 9, 10, 13, 19 and 20 of chapter 23, sections 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16 and 17 of chapter 24, sections 1, 3 and 5 of chapter 25, and sections 1, 5, 6 and 7 of chapter 27 of act No. 533 of the local acts of 1887, entitled "An act to incorporate the city of Sault Ste. Marie and to repeal an act entitled an act to re-incorporate the village of Sault Ste. Marie," approved May 29, 1879, as amended, and to add new sections thereto, to stand as sections 11, 12 and 13 of chapter 9, section 10 of chapter 13, sections 4, 5, 6, 7, 8, 9 and 10 of chapter 17, section 22 of chapter 21, section 22 of chapter 23, and section 5 of chapter 25.

JAMES W. McCORMICK, *Chairman.*

Report accepted.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 31 (file No. 50), entitled

A bill to amend section 4420 of the compiled laws of 1871, being section 5888 of Howell's annotated statutes, relative to the appointment of commissioners on claims against estates of deceased persons,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 48, entitled,

A bill to authorize the appointment of females as deputy county clerks and deputy registers in chancery, and to legalize all acts heretofore performed by females as such deputies,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE, }  
Lansing, April 17, 1889. }

To the Senate:

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 232 (file No. 100), being

An act to legalize certain bonds of the township of Central Lake, in the country of Antrim, issued for the erection of public buildings.

C. G. LUCE.

*Governor.*

The message was laid on the table.

The President *pro tem.* also announced the following:

EXECUTIVE OFFICE,  
Lansing, April 18, 1889. }

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 64 (file No. 41), being

An act to prohibit dealers in second-hand goods, junk shop keepers, peddlers and rag and paper buyers, pawnbrokers, and hawkers from purchasing any goods, thing, article, or articles from minors without the written consent of the parent or guardian of such minor.

C. G. LUCE,

*Governor.*

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES,  
Lansing, April 18, 1889. }

*To the President of the Senate:*

Sir—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 209, entitled

A bill to amend sections 1, 2, 14, 15 and 43 of Act No. 267 of the session laws of 1873, entitled "An act to amend an act entitled an act to incorporate the village of St. Joseph," approved March 7, 1834, and the acts amendatory thereto, approved April 29, 1873, as amended the said section 1 by act No. 323 of the session laws of 1883, approved June 6, 1883, and section 43 by act No. 366 of the session laws of 1881, approved May 5, 1881.

2. House bill No. 634, entitled

A bill to amend section 1, act No. 428, of the session laws of 1869, entitled "An act to re-incorporate the village of Benton Harbor," approved April 3, 1869,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on cities and villages,

The second named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES,  
*Lansing, April 18, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 393, entitled

A bill to enable the executive committee of the State Agricultural Society to permanently locate the place of holding its annual fairs, and to repeal act No. 65 of the public acts of 1887,

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES,  
*Lansing, April 18, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 484, entitled

A bill to cede jurisdiction to the United States of America over lands now owned and occupied and those to be acquired and occupied by the United States in the improvement of the Hay Lake channel, Michigan.

2. House bill No. 164 (file No. 220), entitled

A bill to amend section 7 of act No. 260 of the laws of 1865, entitled "An act to organize union school district of the City of Saginaw,

Which have passed the House by a majority vote of all the members elect and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on federal relations.

The second named bill was read a first and second time by its title, and referred to the committee on education and public schools.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES,  
*Lansing, April 17, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 335, entitled

A bill making an appropriation for the Michigan Pioneer and Historical Society for the years 1889 and 1890,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on finance and appropriations.

#### MOTIONS AND RESOLUTIONS.

Mr. Blackwell moved to take from the table

Senate bill No. 292, entitled

A bill to lay out, establish and provide for the construction of the Bay de Noc and Lake Superior State road,

Which motion prevailed.

On motion of Mr. Blackwell,

The bill was referred to the committee on public lands.

Mr. Chapman moved to take from the table

Senate bill No. 298, entitled

A bill relative to suits for damages in case of injury or death, and to repeal all acts and parts of acts in anywise contravening the provisions of this act,

Which motion prevailed.

On motion of Mr. Chapman,

The bill was referred to the committee on federal relations.

Mr. Fox moved to take from the table

Senate bill substitute for Senate joint resolution No. 13 (file No. 101), entitled

A bill to authorize the board of inspectors of the State Prison at Jackson to lease certain lands now owned by the State of Michigan at Jackson.

Which motion prevailed.

On motion of Mr. Fox,

The bill was referred to the committee on State Prison.

On motion of Galbraith,

Leave of absence was granted to himself indefinitely.

#### GENERAL ORDER.

On motion of Mr. Fox,

The Senate went into committee of the whole on the general order,

Whereupon

The President called Mr. Holbrook to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

#### I.

The committee of the whole have had under consideration the following House bill No. 272, file No. 145, entitled,



A bill making appropriations for constructing a cement sidewalk, and for increasing the water supply at the Michigan Asylum for the Insane.

Senate bill No. 44 (file No. 114), entitled

A bill to amend section 3 of act No. 228, session laws of 1887, entitled "An act to provide for the appointment, fix the compensation and prescribe the duties of the stenographer of the circuit courts for Manistee, Mason, Lake and Osceola counties, now comprising the nineteenth judicial circuit.

House bill No. 535 (file No. 156), entitled

A bill to amend sections 4625 and 4626 of the compiled laws of 1871, being sections 6105 and 6106 of Howell's annotated statutes, relative to mortgaging of estates by executors, administrators and guardians.

House bill No. 537 (file No. 157), entitled

A bill to amend section 4379 of the compiled laws of 1871, being section 5849 of Howell's annotated statutes relative to the administration and distribution of estates of intestates.

House bill No. 351 (file No. 213), entitled

A bill to amend section 1 of act No. 45 of the public acts of 1887, entitled "An act to facilitate the disposal and settlement of taxes on vacant or part paid swamp, school, and other lands," approved March 24, 1887.

House bill No. 44 (file No. 28), entitled

A bill making an appropriation for the support of the Michigan School for the Blind for the years 1889 and 1890.

House bill No. 251 (file No. 112), entitled

A bill to prohibit the catching of fish with seines, gill nets, or any form of pound or trap nets in the channels known as the Les Cheneaux channels or in the entrances thereto, except that portion lying east of the east line of section 34, town 42 north, of range 1 east,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

House bill No. 195 (file No. 252), entitled

A bill to preserve deer and elk on the island of Bois Blanc in the State of Michigan.

House bill No. 137 (file No. 205), entitled

A bill making an appropriation for the current expenses of the Michigan Soldiers' Home and other expenses necessary to the maintenance and improvement thereof for the years 1889 and 1890,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

## III.

The committee of the whole have also had under consideration the following:

House bill No. 420 (file No. 261), entitled

A bill to amend section 1, of act No. 270 of the public acts of 1887, entitled "An act to establish, protect and enforce the rights of mechanics and other persons furnishing labor or materials for the erection, altering and re-

pairing or ornamenting buildings, machinery, wharves and all other structures, and to repeal act 258 of the session laws of 1879, and all acts amendatory thereof, relating to mechanics' liens.

Have directed their chairman to report the same back to the Senate, with the recommendation that it be referred to the committee on judiciary.

JOHN HOLBROOK, *Chairman.*

Report accepted.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Holbrook,

The Senate concurred in the amendments made to the second named bills, and the same were placed on the order of third reading of bills.

On motion of Mr. Holbrook,

The Senate concurred in the recommendation of the committee regarding the, third named bills, and the same was referred to the committee on judiciary.

The Senate resumed the order of

#### REPORTS OF STANDING COMMITTEES.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

House bill No. 679 (file No. 256), entitled

A bill to authorize the village of East Jordan, in Charlevoix county, to make and carry out certain contracts for water supply for fire protection and other public purposes in said village; and to authorize the levy, assessment and collection of taxes in accordance with such contracts, and to legalize certain prior contracts, proceedings, taxes and assessments for the same object,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

F. B. GALBRAITH, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Leavitt,

The bill was referred to the committee of the whole, and placed on the general order.

The Senate took up the order of

#### THIRD READING OF BILLS.

House bill No. 137, file No. 205, entitled,

A bill making an appropriation for the current expenses of the Michigan Soldiers' Home and other expenses necessary to the maintenance and improvement thereof for the years eighteen hundred and eighty-nine and eighteen hundred and ninety,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Holbrook,	Mr. Ranney,
Berry,	Gorman,	Leavitt,	Rentz,
Chapman,	Griffey,	McCormick,	Taylor,

Mr. Den Herder,	Mr. Grosfield,	Mr. Milnes,	Mr. Toan,
Dunstan,	Gurney,	Nagel,	Wisner,
Fox,	Harshaw,	Palmer,	President
			<i>pro tem.</i> , 24
			0

## NAYS.

The question being on agreeing to the title,

Mr. Palmer moved to amend the title as follows:

By inserting after the word "appropriation" the following: "The build-  
of a dormitory, root-house, receiving vault, improvement of the grounds, an  
electric light plant, and,"

Which motion prevailed.

The title as amended was then agreed to.

On motion of Mr. Chapman,

By a vote of two-thirds of all the Senators elect, the bill was ordered to  
take immediate effect.

House bill No. 272 (file No. 145), entitled

A bill making appropriations for constructing a cement sidewalk, and for  
increasing the water supply at the Michigan Asylum for the Insane,

Was read a third time and passed, a majority of all the Senators elect vot-  
ing therefor, by yeas and nays, as follows :

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Harshaw,	Mr. Ranney,
Barringer,	Giddings,	Holbrook,	Rentz,
Berry,	Gorman,	Leavitt,	Taylor,
Chapman,	Griffey,	McCormick,	Toan,
Den Herder,	Grosfield,	Milnes,	President
Dunstan,	Gurney,	Nagel,	<i>pro tem.</i> , 23

## NAYS.

0

Title agreed to.

On motion of Mr. Ranney,

By a vote of two-thirds of all the Senators elect, the bill was ordered to  
take immediate effect.

House bill No. 44 (file No. 28), entitled

A bill making an appropriation for the support of the Michigan School  
for the Blind for the years 1889 and 1890.

Was read a third time and passed, a majority of all the Senators elect  
voting therefor, by yeas and nays as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr Harshaw,	Mr. Palmer,
Barringer,	Giddings,	Holbrook,	Ranney,
Berry,	Gorman,	Leavitt,	Rentz,
Chapman,	Griffey,	McCormick,	Taylor,
Den Herder,	Grosfield,	Milnes,	Wisner,
Dunstan,	Gurney,	Nagel,	President
			<i>pro tem.</i> , 24
			0

## NAYS.

Title agreed to.

On motion of Mr. Chapman,  
By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Rentz,  
The Senate adjourned.

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*Lansing, Friday, April 19, 1889.*

The Senate met and was called to order by the President *pro tem.* at 2 o'clock P. M.

Religious exercises by Rev. Mr. Beale.

Roll called: a quorum present.

Absent without leave: Messrs. Babcock, Dunstan, Gilmore and Wesselius.

On motion of Mr. Ranney,

Leave of absence was granted to Mr. Babcock for the day.

On motion of Mr. Griffey,

Leave of absence was granted to Mr. Dunstan for the day.

#### PRESENTATION OF PETITIONS.

No. 454. By Mr. Fox: Petition of the county officers of Huron county asking for the passage of the bill making uniformity of text-books in said county.

Referred to the committee on education and public schools.

No. 455. By Mr. Holbrook: Petition of numerous citizens asking for the passage of the municipal suffrage bill.

Referred to the committee on elections.

No. 456. By Mr. Holbrook: Petition of D. A. Blodgett and other citizens of Grand Rapids, on the same subject.

Same reference.

No. 457. By Mr. Milnes: Petition of J. B. Branch, C. J. Stulting and many other citizens of Coldwater, relative to proposed amendment to the charter of said city.

On motion of Mr. Milnes,

The petition was read at length and spread at large on the Journal, as follows:

We, the undersigned, favor the right of the citizens of the city of Coldwater to vote for a system of waterworks and to bond the said city for that purpose in a sum not to exceed two and one-half per cent of the assessed valuation of said city, and respectfully ask our Representatives in the Legislature to procure such an amendment to the present charter as will permit the citizens to exercise such right.

Referred to the committee on cities and villages.

#### REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 171, entitled

A bill to amend section 2 of act No. 278 of the session laws of 1887, approved June 28, 1887, entitled "An act to provide for the ascertaining, adjudicating and determining who are or were the legal heirs, minor heirs or legal representatives of certain deceased persons, and entitled to the lands of which the said deceased died seized, and to repeal act No. 53 of the laws of Michigan of the year 1867," approved March 18, 1867, being compiler's sections 4398, 4399 and 4400 of the compiled laws of 1871, as amended by act No. 49 of the public acts of 1883, approved April 26, 1883, the same being sections 5990, 5991 and 5992 of Howell's annotated statutes, relative to proceedings to ascertain and determine the heirs of deceased persons,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 131 (file No. 80), entitled

A bill to amend sec's. 1 and 4 of chap. 54 of Howell's annotated statutes, being compiler's secs. 2015 and 2018, relating to observance of the first day of the week, and the prevention and punishment of immorality, and to add a new section thereto to stand as section 9,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The Senate concurred in the amendment made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 47 (file No. 119), entitled

A bill to amend sections 5622 and 5623 of the compiled laws of 1871, being compiler's sections 7173 and 7174, of Howell's annotated statutes, and to repeal sections 5626 and 5644 of the compiled laws of 1871, being compiler's sections 7177 and 7195, of Howell's annotated statutes, relative to attorneys, solicitors and counselors,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 323, entitled

A bill to amend section 1, act No. 137 of the statute laws of 1867, entitled "An act in relation to commercial paper," approved March 27, 1867, being compiler's section 1586 Howell's statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 379 (file No. 42), entitled

A bill to amend section five of act No. 70 of the session laws of 1877, entitled "An act for the more effectual prevention of cruelty to animals," being compiler's section 9395 of Howell's annotated statutes, by adding thereto a proviso authorizing the destruction of aged, maimed and worn-out animals in certain cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 167, entitled

A bill to repeal act No. 271, public acts of 1887, entitled "An act to allow the commitment and detention of female children to the House of the Good Shepherd at Detroit," approved June 27, 1887,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 130 (file No. 79), entitled

A bill to amend section 1, of act No. 209, of the public acts of 1885, entitled "An act to promote morality and to prevent crime," approved June 17, 1885,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred  
Senate bill No. 246, entitled

A bill to amend sections 9134 and 9136 Howell's annotated statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred  
Senate bill No. 346, entitled

A bill to transform the State House of Correction and branch of the State Prison at Marquette into a prison of infamy, and to provide for the incarceration of a certain class of criminals therein,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred  
Senate bill No. 162, entitled

A bill to amend section 3 of chapter 128, public acts of 1887, entitled "An act for the requiring of a civil license in order to marry and the due registration of the same and to provide a penalty for the violation of the same,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred  
Senate bill No. 36, entitled

A bill to repeal act No. 5 of the session laws of 1885, entitled, "An act to establish uniform time in the State of Michigan," approved February 17th, 1885,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,  
The bill was laid on the table.

By the committee on judiciary:  
The committee on judiciary, to whom was referred  
Senate bill No. 97, entitled

A bill relative to the costs of proceedings in criminal cases, and the collection and disposition thereof, and the requiring of security thereof, in certain cases, and to repeal continuous sections number nine thousand and sixty-three (9063), of Howell's annotated statutes of Michigan, the same being section one (1) of an act entitled an act relative to the costs of proceedings in criminal cases, approved March 13, 1849,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,  
The bill was laid on the table.

By the committee on judiciary:  
The committee on judiciary, to whom was referred  
Senate bill No. 417, entitled

A bill relating to the records of deeds and other instruments affecting the title to real estate and the effect thereof in certain cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:  
The committee on judiciary, to whom was referred  
Senate bill No. 316, entitled

A bill to provide for the organization of law and trust companies, for their supervision and for the administration of their affairs.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment,



and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 22, entitled

A bill to amend section 1 of act No. 117 of the public acts of 1887, entitled "An act to amend sections 107, 109 and 111 of chapter 10 of the compiled laws of 1871, being sections 626, 628 and 630 of Howell's annotated statutes of Michigan, relative to the appointment and qualifications of notaries public and the duties of county clerks relative thereto,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 310, entitled

A bill to provide for the distribution of the estates of insolvent debtors being a general insolvent law,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that it be printed for the use of the committee.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The bill was ordered printed for the use of the committee.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 406, entitled

A bill to amend section 8 of chapter 236 of Howell's annotated statutes, entitled, "Marriage and the solemnization thereof," and to add two new sections to be numbered sections 19 and 20, and to repeal act No. 128 of the session laws of 1887,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 386, entitled

A bill to amend section 1 of act No. 271 of the public acts of 1887, entitled "An act to allow the commitment and detention of female children to the House of the Good Shepherd at Detroit," approved June 27, 1887, and to add another section to said act to stand as section 2 of said act,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Palmer,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment :

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor the following:

1. Senate bill No. 159 (file No. 47), entitled

A bill to amend section 5 of act No. 142 of the session laws of 1849, entitled "An act to incorporate the trustees of Mountain Home Cemetery," approved March 28, 1849.

2. Senate bill No. 393, entitled

A bill to enable the executive committee of the State Agricultural Society to permanently locate the place of holding its annual fairs, and to repeal act No. 65 of the public acts of 1887.

THEO. RENTZ, *Acting Chairman*.

Report accepted.

By the committee on insurance:

The committee on insurance, to whom was referred

Senate bill No. 164 (file No. 104), entitled

A bill to amend chapter 131 of Howell's annotated statutes of the State of Michigan, being an act entitled "An act in relation to life insurance companies transacting business within this State," as heretofor amended, by adding thereto one new section to be known as section 31, and intended to prevent discrimination or deception in insuring lives,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass and ask to be discharged from the further consideration of the subject.

PHILIP T. COLGROVE, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State Normal school.

The committee on State Normal school, to whom was referred

House bill No. 159, entitled

A bill making appropriations for the current expenses of the State Normal school for the year 1889 and 1890,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment,

and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

E. B. GREEN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on finance and appropriations.

By the committee on labor interests:

The committee on labor interests, to whom was referred

House bill No. 20 (file No. 229), entitled

A bill supplemental to the charter of the city of Detroit, and relating to parks, boulevards and other public grounds in said city. And to repeal act No. 374, local acts of 1879, entitled an act to provide for the establishment and maintenance of a broad street or boulevard about the limits of the city of Detroit and through portions of the townships of Hamtramck, Greenfield and Springwells, in the county of Wayne, approved May 21, 1879,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments, with the recommendation that the bill as amended be printed for the use of the committee.

J. W. GIDDINGS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Giddings,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered printed for the use of the committee.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 101, entitled

A bill to incorporate the village of Uby, Huron county, •

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Blackwell,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Berry,	Mr. Gorman,	Mr. Leavitt,	Mr. Rentz,
Blackwell,	Green,	McCormick,	Taylor.
Chapman,	Griffey,	Milnes,	Toan,
Colgrove,	Grosfield,	Nagel,	Wisner,
Fox,	Gurney,	Ranney,	President
Giddings,	Holbrook,		<i>pro tem.</i> , 23

#### NAYS

Title agreed to.

On motion of Mr. Blackwell,  
By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

#### MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE,  
Lansing, April 19, 1889. }

To the Senate:

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 159 (file No. 47), being

An act to amend section five of act No. 142 of the session laws 1849, entitled "An act to incorporate the trustees of Mountain Home Cemetery," approved March 28, 1849,

Also,

Senate bill No. 393, being

An act to enable the executive committee of the State Agricultural Society to permanently locate the place of holding its annual fairs, and to repeal act No. 65 of the public acts of 1887.

C. G. LUCE, Governor.

The message was laid on the table.

#### COMMUNICATIONS FROM STATE OFFICERS.

The President *pro tem.* announced the following:

STATE OF MICHIGAN,  
AUDITOR GENERAL'S OFFICE,  
Lansing, April 18, 1889. }

Hon. Wm. Ball, President of Senate:

SIR—I have the honor to acknowledge the receipt of the following:

"Resolved, That the Auditor General be and he is hereby respectfully requested to furnish the Senate with a statement showing the amount of specific taxes paid into the State treasury since the organization of this State, by mining, smelting, manufacturing, railroad, and other corporations of the Upper Peninsula, and by each of the above class of corporations."

And in reply to say that the amount received for specific taxes on mining companies since the organization of the State to and including April 16, 1889, is \$716,671.19. The amount received during the same period for specific taxes on railroad companies is \$1,198,780.51.

It does not appear that any specific taxes have been received from smelting or manufacturing companies as such.

Very respectfully,

H. H. APLIN, Auditor General.

The communication was ordered spread at length on the Journal.

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, April 18, 1889. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 241, (file No. 298), entitled

A bill to amend section 1 of act No. 77 of the public acts of 1887, entitled "An act relative to the confinement of convicted persons in the Detroit House of Correction and the State House of Correction and Reformatory at Ionia,"

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and

Pending its reference to a committee.

Mr. Giddings moved that the consideration of the bill be indefinitely postponed.

Pending which

Mr. Taylor moved that the bill be ordered printed, referred to the committee of the whole and placed on the general order,

Which motion did not prevail.

Mr. Taylor then moved that the bill be laid on the table,

Which motion did not prevail.

Mr. Milnes then moved that the bill be referred to the committee on reformatory at Ionia,

Which motion did not prevail.

The question then being on indefinitely postponing the consideration of the bill,

Mr. Taylor called for the yeas and nays.

The motion then prevailed, by yeas and nays, as follows:

#### YEAS.

Mr. Barringer,	Mr. Gorman,	Mr. McCormick,	Mr. Ranney,	
Berry,	Grosfield,	Nagel,	Rentz,	
Blackwell,	Gurney,	Palmer,	Wisner,	
Giddings,	Holbrook,			14

#### NAYS

Mr. Chapman,	Mr. Fox,	Mr. Milnes,	Mr. President	
Colgrove,	Griffey,	Taylor,	<i>pro tem.</i> ,	
Den Herder,	Leavitt,	Toan,		10

And the consideration of the bill was indefinitely postponed.

The Senate resumed the order of

#### REPORTS OF STANDING COMMITTEES.

By the committees on State affairs and judiciary:

The committees on State affairs and judiciary, to whom was referred Senate bill No. 139, entitled

A bill to repeal act No. 77 of the session laws of 1887, approved April 19, 1887, entitled "An act relative to the confinement of convicted persons in the Detroit House of Correction and the State House of Correction and Reformatory at Ionia,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend the title and section 1 of act No. 77 of the public acts of 1887, entitled "An act relative to the confinement of convicted persons in the Detroit House of Correction and the State House of Correction and Reformatory at Ionia," approved April 19, 1887.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

Mr. Gorman moved that the consideration of the bill and substitute therefor be indefinitely postponed,

Which motion prevailed,

And the further consideration of the bill and substitute was indefinitely postponed.

The Senate resumed the order of

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES,  
*Lansing, April 19, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to re-transmit the following concurrent resolution:

WHEREAS, The appropriations asked for the Michigan University are in the aggregate large, and the institution itself one of the largest and most important of our State institutions, and

WHEREAS, On account of the importance thereof, the Legislative committees on the Michigan University are desirous that as enlightened an understanding as possible of the management, condition, and needs of that institution be obtained by the Legislature; therefore

*Resolved*, By the House (the Senate concurring) that this Legislature visit the said Michigan University on Friday, April 26, 1889,

Which has been adopted by the House and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,

Mr. Taylor moved to amend the same by striking out the words "Friday, April 26th," and inserting in lieu thereof the words "Saturday, April 27th,"

Which motion did not prevail.

The question being on concurring in the adoption of the resolution,

Mr. Fox called for the yeas and nays.

The resolution was then adopted by yeas and nays as follows:

#### YEAS.

Mr. Blackwell,	Mr. Green,	Mr. Gurney,	Mr. Ranney,	
Den Herder,	Griffey,	McCormick,	Rentz,	
Gorman,	Grosfield,	Nagel,	Wisner,	12

#### NAYS.

Mr. Barringer,	Mr. Giddings,	Mr. Milnes,	Mr. Toan,	
Chapman,	Holbrook,	Palmer,	President	
Fox,	Leavitt,	Taylor	<i>pro tem.</i> ,	11

## MOTIONS AND RESOLUTIONS.

Mr. Giddings moved to take from the table House bill No. 547 (file No. 147), entitled,

A bill to confirm deeds and instruments intended for the conveyance of real estate in certain cases.

Which motion prevailed.

On motion of Mr. Giddings,

The bill was referred to the committee on judiciary.

Mr. Palmer moved to take from the table

Senate bill No. 243 (file No. 61), entitled

A bill to amend section 2 of act No. 92 of the session laws of 1851, entitled  
 "An act to provide for the organization and powers of the supreme court,"  
 being section 6404 of Howell's annotated statutes.

Which motion prevailed.

On motion of Mr. Palmer,

The bill was referred to the committee on judiciary.

On motion of Mr. Den Herder,

Leave of absence was granted to himself until Tuesday.

Mr. Giddings moved that when the Senate adjourn today it stand adjourned until Monday next at 2 o'clock P. M.

Pending which

Mr. Taylor moved to amend by making the time of adjournment 9 o'clock P. M., instead of 2 o'clock P. M.

Which amendment was agreed to.

The motion as amended then prevailed.

Mr. Gurney moved that leave of absence be granted to himself for the rest of the day,

Which motion did not prevail.

On motion of Mr. Chapman,

The Senate went into

## EXECUTIVE SESSION,

With open doors, the time being 3:20 o'clock P. M.

The executive session closed, the time being 3:40 o'clock P. M.

The Senate resumed the order of

## MOTIONS AND RESOLUTIONS.

Mr. Colgrove moved to reconsider the vote by which the Senate adopted the concurrent resolution that the Legislature visit the State University on Friday April 26, 1889.

Which motion prevailed.

The question being on concurring in the adoption of the resolution,

By unanimous consent,

Mr. Colgrove moved to amend the resolution by striking out "Friday, April 26th," and inserting in lieu thereof "Saturday April 27th."

Which motion prevailed.

The concurrent resolution as amended was then adopted.

Mr. Milnes moved to take from the table

Senate bill No. 287. (file No. 109), entitled

A bill to amend the charter of the city of Coldwater, by adding six sections thereto, to stand as sections 61, 62, 63, 64, 65 and 66, to enable the city of

Coldwater to construct a system of water-works, to bond the city therefor, and to appropriate private property, if necessary, for that purpose;

Which motion prevailed.

The bill was read a third time, and pending the taking of the vote thereon,

Mr. Milnes, by unanimous consent, moved to amend the bill by adding thereto the following to stand as section 1:

SECTION 1.—*The People of the State of Michigan enact*, That act number 84 of the session laws of 1861, entitled "An act to incorporate the city of Coldwater," approved February 28, 1861, be and the same is hereby amended by adding thereto 6 new sections to stand as sections 61, 62, 63, 64, 65 and 66, and read as follows:

Which motion prevailed and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor by yeas and nays, as follows:

#### YEAS.

Mr. Berry,	Mr. Giddings,	Mr. McCormick,	Mr. Rentz,
Blackwell,	Griffey,	Milnes,	Taylor,
Chapman,	Grosfield,	Nagel,	Toan,
Colgrove,	Holbrook,	Palmer,	President
Fox,	Leavitt,	Ranney,	<i>pro tem.</i> 19

#### NAYS.

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Title agreed to.

On motion of Mr. McCormick,

The Senate adjourned.

The President *pro tem.* announced that the Senate would stand adjourned until Monday next at 9 o'clock P. M.

*Lansing, Monday, April 22, 1889.*

The Senate met and was called to order by the President *pro tem.* at 9 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Barringer, Berry, Fox, Harshaw, and Wesselius.

On motion of Mr. Giddings,

Leave of absence was granted to Mr. Barringer for the day.

On motion of Mr. Taylor,

Leave of absence was granted to all absentees for the day.

#### PRESENTATION OF PETITIONS.

No. 458. By mail to the Secretary: Resolution adopted by the Board of Estimates of Detroit relative to the boulevard bills, so-called.

On motion of Mr. Rentz,

The resolution was read at length, and spread at large on the Journal, as follows:



By Estimator Erhardt:

*Resolved.* That it is the judgment of the Board of Estimates, that all acts of the Legislature authorizing the issue of bonds for either boulevard or Belle Isle park improvement, should contain a provision that the question of their issuance shall be submitted to the people of Detroit at the election next preceding their issuance, and they shall or shall not be issued as the majority of the voters may elect.

Estimator Erhardt moved the adoption of the resolution, the same prevailed as follows:

Yeas—Estimators Arens, Bayer, Beaubien, Below, Campau, Chateau, Damitio, Dee, De Vogelaer, Erhardt, Funke, Galvin, Gorenflo, Hickey, Hinsdale, Japes, Koch, Lambert, Markey, Petz, Pospeshil, Remington, Sabinowski, Schwab, Walker, Whealen, Wuellner, and the President—28.

Nays—Estimators McGraw, Mulheron, Phelps and Randall—4.

STATE OF MICHIGAN, }  
CITY OF DETROIT. } ss.

CITY CLERK'S OFFICE.

I, A. G. Kronberg, city clerk of the city of Detroit, in said State, do hereby certify that the foregoing and annexed paper is a true copy of a resolution, adopted by the board of estimates at a session held on the 15th day of April, 1889, as appears from the Journal of said board remaining in the office of the city clerk of Detroit, aforesaid; that I have compared the same with the original in my office, and the same is a correct transcript therefrom, and of the whole of such original.

In witness whereof, I have hereunto set my hand and affixed the corporate seal of said city of Detroit, this 20th day of April, 1889.

[seal.]

A. G. KRONBERG,  
City Clerk.

Referred to the committee on labor interests.

No. 459. By Mr. Leavitt: Remonstrance of H. Branch and many other residents of East Jordan against the passage of House bill No 679 (file No. 256), relating to contracts for water supply and the legalizing of certain taxes heretofore assessed therefor.

Referred to the committee on cities and villages.

No. 460. By Mr. Giddings: Petition of 31 educators of Genesee county in favor of the Rogers anti-tobacco bill.

Referred to the committee on public health.

No. 461. By Mr. Blackwell: Resolution of Soo Mutual Building and Loan Association relative to House bill No. 170.

Referred to the committee on banks and incorporations.

#### MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE, }  
Lansing, April 18, 1889. }

*To the President of the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 355, being

An act to amend section 3 of chapter 1, sections 3 and 9 of chapter 3, section 15 of chapter 4, sections 1 and 9 of chapter 5, sections 9 and 14 of

chapter 6, sections 3, 4 and 7 of chapter 7, section 3 of chapter 13, sections 1, 2 and 3 of chapter 17, section 1 of chapter 18, sections 1, 3 and 9 of chapter 19, section 4 of chapter 20, sections 2, 3, 4, 5, 6, 7, 9, 10, 12, 16, 17 and 18 of chapter 21, sections 1, 2, 3, 5, 8, 9, 10, 13, 19 and 20 of chapter 23, sections 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16 and 17 of chapter 24, sections 1, and 3 of chapter 25, and sections 1, 5, 6 and 7 of chapter 27 of act number 533 of the local acts of 1887, entitled "An act to incorporate the city of Sault Ste. Marie, and to repeal an act entitled 'An act to re-incorporate the village of Sault Ste. Marie,' approved May 29, 1879, as amended," approved June 21, 1887, and to add 14 new sections thereto, to stand as sections 11, 12 and 13 of chapter 9, section 10 of chapter 13, sections 4, 5, 6, 7, 8, 9 and 10 of chapter 17, section 22 of chapter 21, section 22 of chapter 23, and section 5 of chapter 25.

C. G. LUCE.

*Governor.*

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, April 22, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to re-transmit the following concurrent resolution:

WHEREAS, The appropriations asked for the Michigan University are in the aggregate large, and the institution itself one of the largest and most important of our State institutions, and

WHEREAS, On account of the importance thereof, the Legislative committees on the Michigan University are desirous that as enlightened an understanding as possible of the management, condition and needs of that institution be obtained by the Legislature; therefore

*Resolved* by the House (the Senate concurring), that this Legislature visit the said Michigan University on Friday, April 26th, 1889.

Which the Senate amended, as shown by a message of the 19th inst., as follows:

By striking out the words "Friday, April 26th, 1889," and inserting in lieu thereof the words "Saturday, April 27th, 1889,"

Now to inform the Senate that in said amendments the House non-concurs and insists upon the day originally named.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

On motion of Mr. Chapman,

The concurrent resolution was laid on the table.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, April 20, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 458, entitled

A bill to amend chapter 5 of act No. 265 of the local acts of 1869, entitled "An act to incorporate the city of Corunna," approved March 12, 1869, by adding two new sections to said chapter to stand as sections Nos. 23 and 24 thereof,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

This bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, April 19, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 126 (file No. 292), entitled

A bill to provide for the taxation and regulation of the business of manufacturing, selling, keeping for sale, furnishing, giving or delivering spirituous, intoxicating, malt, brewed, fermented or vinous liquors in this State, to provide for the recovery of actual and exemplary damages and the forfeiture of leases in certain cases and to repeal all acts or parts of acts inconsistent with the provisions of this act,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on liquor traffic.

#### MOTIONS AND RESOLUTIONS.

Mr. Leavitt moved that the committee of the whole be discharged from the further consideration of

House bill No. 679 (file No. 256), entitled

A bill to authorize the village of East Jordan, in Charlevoix county, to make and carry out certain contracts for water supply for fire protection and other public purposes in said village; and to authorize the levy, assessment and collection of taxes in accordance with such contracts, and to legalize certain prior contracts, proceedings, taxes and assessments for the same object,

Which motion prevailed.

On motion of Mr. Leavitt,

The bill was referred to the committee on cities and villages.

Mr. Chapman moved to take from the table

House joint resolution No. 10, entitled

A joint resolution authorizing the issuing of a patent to William Batruff upon primary school land certificate No. 7079.

On motion of Mr. Chapman,  
By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

On motion of Mr. Dunstan,  
The Senate adjourned.

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*Lansing, Tuesday, April 23, 1889.*

The Senate met and was called to order by the President *pro tem.* at 2 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Gorman, Green, Holbrook, Wesselius, and McCormick.

On motion of Mr. Gurney,

Leave of absence was granted to Messrs. Green, Holbrook and Gorman for the day.

On motion of Mr. Blackwell,

Leave of absence was granted to Mr. McCormick for the day.

#### PRESENTATION OF PETITIONS.

No. 462. By Mr. Harshaw: Petition of 25 citizens of Alpena county for the passage of the Blackwell township unit school district bill, so called.

Referred to the committee on education and public schools.

#### REPORTS OF STANDING COMMITTEES.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

House bill No. 227 (file No. 159), entitled

A bill to amend and revise an act entitled "An act to provide for the construction and maintenance of macadamized roads in Bay county," approved April 24, 1883, being act No. 278 of the local acts of the State of Michigan for the year 1883, as amended by act No. 350 of the local acts of the State of Michigan for the year 1885, and as amended by act No. 396 of the local acts of the State of Michigan for the year 1887,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, having the same title, as the original bill,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

ROSWELL LEAVITT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Leavitt,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

On motion of Mr. Leavitt,

~~On motion of Mr. Leavitt,~~

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barringer,	Mr. Dunstan,	Mr. Gurney,	Mr. Ranney,
Berry,	Fox,	Harshaw,	Rentz,
Blackwell,	Giddings,	Leavitt,	Taylor.
Chapman,	Gilmore,	Milnes,	Toan,
Colgrove,	Griffey,	Nagel,	Wisner,
Den Herder,	Grosfield,	Palmer,	President
			<i>pro tem.</i> , 24

## NAYS.

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Title agreed to.

On motion of Mr. Leavitt,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on railroads:

The committee on railroads, to whom was referred

Senate bill No. 50, entitled

A bill to regulate the rental allowed for the use of telephones, and fixing a penalty for its violation,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

C. G. GRIFFEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Griffey,

The bill was laid on the table.

By the committee on railroads:

The committee on railroads, to whom was referred

Senate bill No. 126 (file No. 69), entitled

A bill to amend section 9 of article 2 of act No. 198 of the public acts of 1873, being an act entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroads and other corporations owning or operating any railroad in this State," as amended by act No. 177 of the public acts of 1877, and act No. 116 of the public acts of 1883,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

C. G. GRIFFEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Griffey,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on military affairs:

The committee on military affairs to whom was referred

Senate bill No. 332, entitled

A bill to provide for the incorporation of independent military companies,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass and ask to be discharged from the further consideration of the subject.

ALFRED MILNES, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on finance and appropriations:

The committee on finance and appropriations, to whom was referred

Senate bill No. 263, entitled

A bill to provide for the participation by the State of Michigan in the celebration of the centennial anniversary of the inauguration of George Washington, first President of the United States,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Chapman,

The bill was laid on the table.

By the committee on finance and appropriations:

The committee on finance and appropriations, to whom was referred

House joint resolution No. 13 (file No. 9), entitled

Joint resolution directing the transfer of certain moneys from the general fund to the military fund to reimburse the latter fund for expenditures made under act No. 49, public acts of 1887,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN, *Chairman.*

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole, and placed on the general order.

By the committees on finance and appropriations and federal relations:

The committee on finance and appropriations and federal relations, jointly, to whom was referred

House bill No. 427, entitled

A bill to provide for the participation by the State of Michigan in the celebration of the centennial anniversary of the inauguration of George Washington, first president of the United States, and making an appropriation therefor,

Respectfully report that they have had the same under consideration, and

have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN,  
*Chairman Joint Committee.*

Report accepted and committee discharged.

On motion of Mr. Chapman,

The bill was laid on the table.

By the committee on State affairs :

The committee on State affairs, to whom was referred

House bill No. 397 (file No. 121), entitled

A bill to amend section 2 of act No. 205 of the public acts of 1879, entitled "An act to authorize boards of supervisors of the several counties of this State to provide for the preservation and maintenance of original section corners and quarter posts, as surveyed and recorded by the original survey thereof," as amended by act No. 73 of the public acts of 1881, approved April 1, 1881, being compiler's section 510 of Howell's annotated statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 19, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 637, entitled

A bill to authorize the common council of the city of Bay City to borrow money for the construction, repair, care and maintenance of bridges across the Saginaw river within the Bay county bridge district.

Which has passed the House by a majority vote of all the members elect and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on roads and bridges.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 23, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following joint resolution:

Senate joint resolution No. 14 (file No. 1), entitled

A joint resolution making an appropriation to suitably dedicate the Michigan monuments at Gettysburg.

And to inform the Senate that the House has amended the same so as to read as follows:

Joint resolution making an appropriation to suitably dedicate the Michigan monuments at Gettysburg:

*Resolved, by the Senate and House of Representatives of the State of Michigan.* That the sum of three thousand dollars, or as much thereof as may be necessary, be and the same is hereby appropriated, to be paid out of the general fund from moneys not appropriated for any other purpose, the same to be paid out by the State Treasurer upon the warrant of the Auditor General, to be expended under the direction of the governor of this State, for the purpose of properly and suitably dedicating the monuments erected by the State of Michigan to the memory of our heroic dead, who fell on the battlefield of Gettysburg.

*And be it further resolved,* That a further sum of five thousand dollars, or so much thereof as may be necessary, be and the same is hereby appropriated out of any moneys in the State Treasury not otherwise appropriated, upon the warrant of the Auditor General, to be expended under the direction of the Governor of the State of Michigan, for the purpose of assisting in paying the transportation to said dedication at Gettysburg, of such survivors of Michigan organizations, who were present and participated in the battle of Gettysburg, and who are residents of the State of Michigan, as are unable to meet their own expenses,

In the passage of which as thus amended, the House has concurred by a two-thirds majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Pending concurrence in the amendment made to the joint resolution by the House,

Mr. Milnes moved that the joint resolution be referred to the committee on finance and appropriations,

Pending which

Mr. Chapman moved to amend by striking out the words "finance and appropriations," and inserting in lieu thereof the words "military affairs,"

Which amendment was agreed to.

The motion as thus amended then prevailed and the joint resolution was referred to the committee on military affairs.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, April 23, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 783, entitled

A bill to prevent persons from unlawfully using or wearing the badge or



emblem of any Masonic order, or the badge of any other fraternal organization in this State.

2. House bill No. 275 (file No. 290), entitled

A bill making an appropriation for the maintenance and support of the Mining School at Houghton, in the county of Houghton, Michigan, for the years, 1889 and 1890.

House bill No. 276 (file No. 291), entitled

A bill making an appropriation for fitting up and furnishing the new school building of the Mining School at Houghton and finishing the grounds thereof, and supplying the same with water, and equipping said building and school, and preparing the same to perform their proper functions, as provided in act No. 70 of the session laws of 1885, entitled "An act to establish and regulate a mining school in the Upper Peninsula," approved May 1, 1885,

Which have passed the House by a majority vote of all the members elect and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on mining school and mining interests.

The third named bill was read a first and second time by its title, and referred to the committee on mining school and mining interests.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, April 23, 1889. }

*To the President of the Senate:*

Sir—I am instructed by the House to transmit the following entitled bill:  
House bill 149 (file No. 254), entitled

A bill to provide for an appropriation for the relief of sufferers from the hail storm and tornado of July 23, 1888, residing in the townships of Greenwood, Brockway and Grant, St. Clair county, and the townships of Speaker and Fremont in Sanilac county,

Which has passed the House by a two-thirds majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on finance and appropriations.

#### MOTIONS AND RESOLUTIONS.

Mr. Leavitt offered the following resolution:

*Resolved*, That a respectful message be sent requesting the House to transmit to the Senate, for the use of the committee on cities and villages,

all petitions, certificates and papers, under the control of the House, relating to

House bill No. 679 (file No. 256), entitled

A bill to authorize the village of East Jordan, in Charlevoix county, to make and carry out certain contracts for water supply for fire protection and other public purposes in said village; and to authorize the levy, assessment and collection of taxes in accordance with such contracts, and to legalize certain prior contracts, proceedings, taxes and assessments for the same object.

The question being on the adoption of the resolution,

The resolution was adopted.

### THIRD READING OF BILLS.

Senate bill No. 44 (file No. 114), entitled

A bill to amend section 3 of act No. 228, session laws of 1887, entitled "An act to provide for the appointment, fix the compensation and prescribe the duties of the stenographer of the circuit courts for Manistee, Mason, Lake and Osceola counties, now comprising the nineteenth judicial circuit.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

### YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr Gurney,	Mr. Ranney,
Barringer,	Fox,	Harshaw,	Rentz,
Berry,	Giddings,	Leavitt,	Taylor,
Blackwell,	Gilmore,	Milnes,	Toan,
Chapman,	Griffey,	Nagel,	Wisner,
Den Herder,	Grosfield,	Palmer,	President
			<i>pro tem</i> , 24

### NAYS.

Mr. Colgrove,	1
Title agreed to.	
On motion of Mr. Giddings,	
By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.	

House bill No. 535 (file No. 156), entitled

A bill to amend sections 4625 and 4626 of the compiled laws of 1871, being sections 6105 and 6106 of Howell's annotated statutes, relative to mortgaging of estates by executors, administrators and guardians.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Harshaw,	Mr. Rentz,
Barringer,	Fox,	Leavitt,	Taylor,
Berry,	Giddings,	Milnes,	Toan,
Blackwell,	Gilmore,	Nagel,	Wisner,
Chapman,	Griffey,	Palmer,	President
Colgrove,	Grosfield,	Ranney,	<i>pro tem</i> .,
Den Herder,	Gurney,		25

### NAYS.

0

Title agreed to.

On motion of Mr. Blackwell,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 537 (file No. 157), entitled

A bill to amend section 4379 of the compiled laws of 1871, being section 5849 of Howell's annotated statutes relative to the administration and distribution of estates of intestates.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

#### YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Gurney,	Mr. Ranney,	
Berry,	Fox,	Harshaw,	Rentz,	
Blackwell,	Giddings,	Leavitt,	Taylor,	
Chapman,	Gilmore,	Milnes,	Toan,	
Colgrove,	Griffey,	Nagel,	Wisner,	
Den Herder,	Grosfield,	Palmer,		23

#### NAYS.

0

Title agreed to.

On motion of Mr. Grosfield,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 351 (file No. 213), entitled

A bill to amend section 1 of act No. 45 of the public acts of 1887, entitled "An act to facilitate the disposal and settlement of taxes on vacant or part paid swamp, school, and other lands," approved March 24, 1887.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

#### YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Gurney,	Mr. Ranney,	
Barringer,	Fox,	Harshaw,	Rentz,	
Berry,	Giddings,	Leavitt,	Taylor,	
Blackwell,	Gilmore,	Milnes,	Toan,	
Chapman,	Griffey,	Nagel,	Wisner,	
Colgrove,	Grosfield,	Palmer,	President	
Den Herder,			<i>pro tem.</i> ,	25

#### NAYS.

0

Title agreed to.

On motion of Mr. Fox,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 195 (file No. 252), entitled

A bill to preserve deer and elk on the island of Bois Blanc in the State of Michigan.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Grosfield,	Mr. Ranney,
Barringer,	Fox,	Gurney,	Rentz,
Blackwell,	Giddings,	Harshaw,	Taylor,
Chapman,	Gilmore,	Leavitt,	Toan,
Colgrove,	Griffey,	Nagel,	Wisner,
Den Herder,			

21

## NAYS.

Mr. Milnes,	Mr. Palmer,	
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2

Title agreed to.

House bill No. 251 (file No. 112), entitled

A bill to prohibit the catching of fish with seines, gill nets, or any form of pound or trap nets in the channels known as the Les Cheneaux channels or in the entrances thereto, except that portion lying east of the east line of section 34, town 42 north, of range 1 east,

Was read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

## YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Gurney,	Mr. Rentz,
Barringer,	Fox,	Harshaw,	Taylor,
Blackwell,	Giddings,	Leavitt,	Toan,
Chapman,	Gilmore,	Nagel,	President
Colgrove,	Griffey,	Palmer,	<i>pro tem.</i> ,
Den Herder,	Grosfield,	Ranney,	

22

## NAYS.

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Mr. Berry,	Mr. Milnes,	
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2

Title agreed to.

The Senate resumed the order of

## REPORTS OF STANDING COMMITTEES.

By the committee on State affairs :

The committee on State affairs, to whom was referred

House bill No. 581 (file No. 180), entitled

A bill to punish any person who sends, takes or carries or attempts to send, take or carry, or procures to be sent, taken or carried, dynamite, nitro-glycerine or other explosive substances either as freight or baggage on any passenger boat or vessel, or on any railroad car or train of cars, or on any street car, stage or vehicle used wholly or partly for carrying passengers,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Dunstan,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was read a third time, and pending the taking of the vote thereon,

Mr. Colgrove, by unanimous consent, moved to amend the bill as follows:  
By inserting after the word "other" in line 2 of section 1, the word "like,"

Pending which

On motion of Mr. Chapman,

The bill was referred to the committee of the whole, and placed on the general order.

By unanimous consent:

Mr. Blackwell moved to take from the table.

Senate bills No. 354, entitled

A bill to provide for the garnishment of executors and administrators.

Also:

Senate bill No. 359, entitled

A bill to amend sections 28, 31 and 44, act No. 221 of the local acts of 1887, entitled "An act to incorporate the city of Dowagiac," approved March 24, 1877, and section 66 of said act, as amended by act No. 331 of the local acts of 1883, approved June 8, 1883.

Also:

Senate bill No. 360, entitled

A bill to amend section 7 of act 328 of the session laws of 1875, as amended by act No. 311 of the local acts of 1879, being an act entitled "An act to incorporate the village of Vandalia."

Which motion prevailed.

On motion of Mr. Blackwell,

The bills were referred to the committee on counties and townships.

#### GENERAL ORDER.

On motion of Mr. Chapman,

The Senate went into committee of the whole on the general order,  
Whereupon

The President called Mr. Rentz to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

#### I.

The committee of the whole have had under consideration the following:

Senate bill No. 197 (file No. 113), entitled

A bill to amend sections 7564 and 7565 of the compiled laws of 1871, as amended by act No. 93 of the session laws of 1875, approved April 22, 1875, being compiler's sections 9135 and 9136 of Howell's annotated statutes, relative to offenses against property.

House bill No. 31 (file No. 50), entitled

A bill to annul section 4420 of the compiled laws of 1871, being section 5888 of Howell's annotated statutes, relative to the appointment of commissioners on claims against estates of deceased persons.

Senate bill No. 130 (file No. 79), entitled

A bill to amend section 1 of act No. 209 of the public acts of 1885, entitled, "An act to promote morality and to prevent crime," approved June 17, 1885,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

Senate bill No. 273 (file No. 93), entitled

A bill to authorize any corporation organized under the laws of this State to sell its property, franchises, right and privileges to any other corporation organized under the same or any similar law of this State for the same corporate purposes.

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

## III.

The committee of the whole have also had under consideration the following:

Senate bill No. 126 (file No. 69), entitled

A bill to amend section nine (9) of article two of act number 198 of the public acts of 1873, being an act entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," as amended by act number 177 of the public acts of 1877, and act number 116 of the public acts of 1883.

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, with the recommendation that the bill, together with the amendments thereto, be recommitted to the committee on railroads.

THEO. RENTZ, *Chairman.*

Report accepted.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Rentz,

The Senate concurred in the amendments made to the second named bill, and the same was placed on the order of third reading of bills.

On motion of Mr. Rentz,

The Senate concurred in the recommendation of the committee regarding the third named bill, and the same, together with the amendments thereto, was referred to the committee on railroads.

The Senate resumed the order of

## MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, April 23, 1889. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following entitled bill:

Senate bill No. 70 (file No. 44), entitled

A bill to amend section 1 of an act entitled "An act to authorize proceedings by garnishment in the circuit courts and the district court of the Upper Peninsula," approved March 16, 1861, as the same has been amended by the

several acts amendatory thereof, the same being section 8058 of Howell's annotated statutes of the State of Michigan.

And to inform the Senate that the House has amended the bill by striking out of line 6 in recited section 1 the word "circuit,"

In the passage of which, as thus amended, the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

Pending concurrence in the amendment made to the bill by the House,  
On motion of Mr. Chapman,  
The bill was laid on the table.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 23, 1889.* }

*To the President of the Senate :*

SIR—I am instructed by the House to transmit the following concurrent resolution:

*Resolved* by the House (the Senate concurring), that a special joint committee, consisting of three members of the House and three of the Senate, be appointed, under whose supervision and direction the centennial anniversary of the inauguration of our present national government shall be duly observed at the Capitol on Tuesday, the 30th of April next; said committee to be charged with the selection of speakers, extending invitations, and arranging a suitable program of exercises, and further to take such other measures as will tend to a proper and creditable observance of the final event in the series of our centennial commemorations.

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,  
The resolution was adopted.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 23, 1889.* }

*To the President of the Senate :*

SIR—I am instructed by the House to transmit the following entitled bill:

1. House bill No. 695 (file 241), entitled

A bill to provide for the incorporation of co-operative associations having for their object the insurance of the lives of horses, cattle and other farm stock.

2. House bill No. 578 (file No. 265), entitled

A bill to amend section 16 of chapter 4 of act No. 164 of the public acts of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," as amended by act No. 38 of public acts of 1887,

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on agricultural interests.

The second named bill was read a first and second time by its title, and referred to the committee on education and public schools.

On motion of Mr. Dunstan,

The Senate adjourned.

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*Lansing, Wednesday, April 24, 1889.*

The Senate met and was called to order by the President *pro tem*, at 2 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. McCormick and Wesselius.

On motion of Mr. Dunstan,

Leave of absence was granted to Mr. Wesselius for the rest of this week.

On motion of Mr. Harshaw,

Leave of absence was granted to Mr. McCormick for the day.

The President *pro tem*. announced that the time had arrived for the

#### SPECIAL ORDER,

Being the consideration of

House bill No. 101 (file No. 46), entitled

A bill to repeal act No. 262, public acts of 1887, entitled "An act to provide for reporting all mortgages by the several registers of deeds of this State to the supervisors and assessing officers of their respective counties, and to the register of deeds of other counties wherein the mortgagee resides, for assessment purposes, and providing blank form books therefor; also prescribing the duties of registers of deeds relative to the recording of mortgages," approved June 27, 1887.

On motion of Mr. Holbrook,

The special order was postponed until Thursday, May 2, 1889, at 2:30 o'clock P. M.

The Senate took up the order of

#### MESSAGES FROM THE HOUSE.

The President *pro tem*. announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 24, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:  
1. House bill No. 480, entitled "



A bill to authorize the Board of Supervisors of Jackson county and the Jackson County Agricultural Society of Jackson county to sell and transfer certain lands situate in the city of Jackson, known as the Jackson county fair grounds.

2. House bill No. 561 (file No. 280), entitled

A bill making an appropriation for repairs on laborer's cottage, and for water pipes and connections for fire protection for the Eastern Asylum for Insane.

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and pending its reference to a committee.

On motion of Mr. Chapman,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Gurney,	Mr. Ranney,
Barringer,	Giddings,	Harshaw,	Rentz,
Berry,	Gilmore,	Holbrook,	Taylor,
Blackwell,	Gorman,	Leavitt,	Toan,
Chapman,	Green,	Milnes,	Wisner,
Colgrove,	Griffey,	Nagel,	President
Den Herder,	Grosfield,	Palmer,	<i>pro tem.</i> ,
Dunstan,			

28

#### NAYS.

0

Title agreed to.

On motion of Mr. Chapman.

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The second named bill was read a first and second time by its title, and referred to the committee on asylums for the insane.

#### PRESENTATION OF PETITIONS.

No. 463. By Mr. Berry: Petition of Henry Whiteley, E. P. Kimberley and 31 others for the passage of the Blackwell township unit school bill.

Referred to the committee on education and public schools.

No. 464. By Mr. Leavitt: Certificate of Albert Churchill and 9 others, taxpayers of East Jordan, outside the district assessed for fire protection, withdrawing their names from remonstrance against the passage of House bill No. 679, relative to water supply in said village.

Referred to the committee on cities and villages.

Also:

No. 465. Petition of G. B. Martin and 22 others, taxpayers of East Jordan, in the district assessed for fire protection, in favor of the passage of House bill No. 679.

Referred to the committee on cities and villages.

#### REPORTS OF STANDING COMMITTEES.

By the committee on railroads:

The committee on railroads, to whom was referred

Senate bill No. 126, entitled

A bill to amend section 9 of article 2 of act No. 198 of the public acts of 1873, being an act entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," as amended by act No. 177 of the public acts of 1877, and act No. 116 of the public acts 1883,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House with the accompanying substitute therefor, entitled

A bill to amend section nine (9) of article two of act number 198 of the public acts of 1873, being an act entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," as amended by act number 177 of the public acts of 1877, and act number 116 of the public acts of 1883,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

O. G. GRIFFEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Griffey,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was ordered re-printed, referred to the committee of the whole, and placed on the general order.

By the committee on mining school and mining interests:

The committee on mining school and mining interests, to whom was referred

House bill No. 275 (file No. 290), entitled

A bill making an appropriation for the maintenance and support of the mining school at Houghton, in the county of Houghton, Michigan, for the years 1889 and 1890,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

T. B. DUNSTAN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on finance and appropriations.

By the committee on Mining School and mining interests:

The committee on Mining School and mining interests, to whom was referred

House bill No. 276 (file No. 291), entitled

A bill making an appropriation for fitting up and furnishing the new school building of the Mining School at Houghton and finishing the grounds thereof, and supplying the same with water, and equipping said building and school, and preparing the same to perform their proper functions, as provided in act No. 70 of the session laws of 1885, entitled "An act to establish and regulate a mining school in the Upper Peninsula," approved May 1, 1885,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

T. B. DUNSTAN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on finance and appropriations.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 209, entitled

A bill to amend sections 1, 2, 14, 15 and 43 of Act No. 267 of the session laws of 1873, entitled "An act to amend an act entitled an act to incorporate the village of St. Joseph," approved March 7, 1834, and the acts amendatory thereto, approved April 29, 1873, as amended, the said section 1 by act No. 323 of the session laws of 1883, approved June 6, 1883, and section 43 by act No. 366 of the session laws of 1881, approved May 5, 1881.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Babcock,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Gurney,	Mr. Ranney,
Barringer,	Fox,	Harshaw,	Rentz,
Berry,	Giddings,	Leavitt,	Toan,
Blackwell,	Gorman,	Milnes,	Wisner,
Chapman,	Green,	Nagel,	President
Colgrove,	Griffey,	Palmer,	<i>pro tem.,</i>
Den Herder,	Grosfield,		25

#### NAYS.

0

Title agreed to.

On motion of Mr. Babcock,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 634, entitled

A bill to amend section 1 of act No. 428 of the session laws of 1869 entitled "An act to re-incorporate the village of Benton Harbor," approved April 3, 1869,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Babcock,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows :

#### YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Gurney,	Mr. Ranney,
Barringer,	Fox,	Harshaw,	Rentz,
Berry,	Giddings,	Leavitt,	Taylor,
Blackwell,	Gorman,	Milnes,	Toan,
Chapman,	Green,	Nagel,	Wisner,
Colgrove,	Griffey,	Palmer,	President
Den Herder,	Grosfield,		<i>pro tem.</i> , 26

#### NAYS.

0

Title agreed to.

On motion of Mr. Babcock,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 303, entitled

A bill relative to the Industrial home for discharged prisoners and the making of appropriations therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on finance and appropriations.

By the committee on State affairs:

The committee on State affairs, to whom was referred

Senate bill No. 344, entitled

A bill to enable elective State officers to define the duties and fix the compensation of employes in certain cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and without recommendation and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Gorman,

The bill was referred to the committee on finance and appropriations.

By the committee on State affairs:

The committee on State affairs to whom was referred

House bill No. 171, entitled

A bill to change the name of Frederick G. O'Donnell to Fred Dunston,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 166 (file No. 178), entitled

A bill to amend section 2116 of the compiled laws of 1871, as amended by act No. 48 of the session laws of 1877, the same being compiler's section 2247 of Howell's annotated statutes of Michigan, relative to the destruction of wolves,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on education and public schools:

The committee on education and public schools, to whom was referred

House bill No. 370 (file No. 215), entitled

A bill to revise and amend an act entitled "An act to organize the union school district of the city of Alpena," approved April 4th, 1873, and the acts amendatory thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

A. O. BLACKWELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Blackwell,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Harshaw,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Harshaw,	Mr. Rentz,
Barringer,	Giddings,	Holbrook,	Taylor,
Berry,	Gorman,	Leavitt,	Toan,
Blackwell,	Green,	Milnes,	Wisner,
Colgrove,	Griffey,	Nagel,	President
Den Herder,	Grosfield,	Palmer,	<i>pro tem.</i> , 26
Dunstan,	Gurney,	Ranney,	

## NAYS.

0

Title agreed to.

On motion of Mr. Harshaw,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages.

The committee on cities and villages, to whom was referred

House bill No. 458, entitled

A bill to amend chapter 5 of act No. 265 of the local acts of 1869, entitled "an act to incorporate the city of Corunna," approved March 12th, 1869, by adding two new sections to said chapter, to stand as sections 23 and 24,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Ranney,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Harshaw,	Mr. Palmer,
Berry,	Gorman,	Holbrook,	Ranney,
Colgrove,	Green,	Leavitt,	Rentz,
Den Herder,	Griffey,	Milnes,	Taylor,
Dunstan,	Grosfield,	Nagel,	President
Fox,	Gurney,		<i>pro tem.</i> , 22

## NAYS.

0

Title agreed to.

On motion of Mr. Ranney,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 244, entitled

A bill to amend section 2 of act No. 272 of the session laws of 1887, entitled An act to amend section 2 of act 237 of the session laws of 1881, entitled An act to authorize and regulate within this State the business of Plate

Glass, Accident, Live Stock, Steam Boiler and Fidelity insurance and to repeal acts 42 and 72 of the session laws of 1887, approved June 3, 1887, being section 4325 of Howell's annotated statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No 251, entitled

A bill to legalize certain public improvement bonds of the township of Kalkaska, in the county of Kalkaska,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE,  
Lansing, April 23, 1889. }

*To the Senate :*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 254 (file No. 57), being

An act to provide for building bridges situated partly in more than one township, or in one township or more than one, and partly in a city or incorporated village, when any such township, city or village shall be unwilling to join in or contribute to the building thereof.

C. G. LUCE, *Governor.*

The message was laid on the table.

#### MESSAGES FROM THE HOUSE

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES,  
Lansing, April 24, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate substitute for House bill No. 227 (file No. 159), entitled

A bill to amend and revise an act entitled "An act to provide for the construction and maintenance of macadamized roads in Bay county," approved April 24, 1883, being act No. 278 of the local acts of the State of Michigan

for the year 1883, as amended by act No. 350 of the local acts of the State of Michigan for the year 1885, and as amended by act number 396 of the local acts of the State of Michigan for the year 1887.

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

#### MOTIONS AND RESOLUTIONS.

Mr. Gorman moved to take from the table the following concurrent resolution:

WHEREAS, The appropriations asked for the Michigan University are in the aggregate large, and the institution itself one of the largest and most important of our State institutions, and

WHEREAS, On account of the importance thereof, the legislative committees on the Michigan University are desirous that as enlightened an understanding as possible of the management, condition and needs of that institution be obtained by the Legislature; therefore,

*Resolved by the House* (the Senate concurring,) That this Legislature visit the said Michigan University on Friday, April 26, 1889;

Together with the following Senate amendment thereto, in which the House non-concurred:

By striking out the words "Friday, April 26th, 1889," and inserting in lieu thereof the words "Saturday, April 27th, 1889;"

Which motion prevailed.

Mr. Gorman moved that the Senate recede from its amendment.

On which motion Mr. Chapman demanded the yeas and nays.

The motion to recede then prevailed, a majority of the Senators voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Gilmore,	Mr. Gurney,	Mr. Ranney,
Berry,	Gorman,	Harshaw,	Rentz,
Blackwell,	Green,	Leavitt,	Toan,
Den Herder,	Griffey,	Nagel,	Wisner,
Dunstan,	Grosfield,	Palmer,	19

#### NAYS.

Mr. Chapman,	Holbrook,	Mr. Milnes,	Mr. Taylor,
Fox,			5

The resolution was then adopted as originally transmitted from the House.

The President *pro tem.* announced the appointment of Messrs. Dunstan, Toan and Nagel as the committee on the part of the Senate to act with a like committee on the part of the House in the preparation of a program for exercises on the 30th inst., the centennial anniversary of the inauguration of George Washington, first President of the United States.



## THIRD READING OF BILLS.

Senate bill No. 197 (file No. 113), entitled

A bill to amend sections 7564 and 7565 of the compiled laws of 1871, as amended by act No. 93 of the session laws of 1875, approved April 22, 1875, being compiler's sections 9135 and 9136 of Howell's annotated statutes, relative to offenses against property.

Was read a third time, and pending the taking of the vote thereon,

Mr. Palmer, by unanimous consent, moved to amend the bill as follows:

1. By striking out of line 11 of section 14 the words "one hundred" and inserting in lieu thereof the word "fifty."

2. By striking out of line 12 of section 14 the word "ninety" and inserting in lieu thereof the word "sixty."

Which motion prevailed and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Holbrook,	Mr. Rentz,
Barringer,	Gilmore,	Leavitt,	Taylor,
Berry,	Green,	Milnes,	Toan,
Colgrove,	Griffey,	Nagel,	Wisner,
Den Herder,	Grosfield,	Palmer,	President
Dunstan,	Gurney,	Ranney,	<i>pro tem.</i> , 24
Fox,			

## NAYS.

0

Title agreed to.

On motion of Mr. Dunstan,

By a vote of two-thirds of all the Senators elect, the bill was ordered to be immediate effect.

House bill No. 31 (file No. 50), entitled

A bill to annul section 4420 of the compiled laws of 1871, being section 5888 of Howell's annotated statutes, relative to the appointment of commissioners on claims against estates of deceased persons.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Den Herder,	Mr. Harshaw,	Mr. Ranney,
Barringer,	Giddings,	Holbrook,	Rentz,
Berry,	Gilmore,	Leavitt,	Taylor,
Blackwell,	Green,	Milnes,	Toan,
Chapman,	Griffey,	Nagel,	Wisner,
Colgrove,	Gurney,	Palmer,	

23

## NAYS.

0

The question being on agreeing to the title,

Mr. Palmer moved to amend the title as follows:

By striking out of line one the word "annul" and inserting in lieu thereof the word "amend."

Which motion prevailed.

The title as amended was then agreed to.

Senate bill No. 130 (file No. 79), entitled

A bill to amend section 1 of act No. 209 of the public acts of 1885, entitled, "An act to promote morality and to prevent crime," approved June 17, 1885.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Holbrook,	Mr. Rentz,
Berry,	Gilmore,	Leavitt,	Taylor,
Chapman,	Green,	Milnes,	Toan,
Colgrove,	Griffey,	Nagel,	President
DenHerder,	Gurney,	Palmer,	<i>pro tem.</i> , 22
Fox,	Harshaw,	Ranney,	

## NAYS.

0

Title agreed to.

Senate bill No. 273 (file No. 93), entitled

A bill to authorize any corporation organized under the laws of this State to sell its property, franchises, right and privileges to any other corporation organized under the same or any similar law of this State for the same corporate purposes.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Harshaw,	Mr. Rentz,
Berry,	Giddings,	Holbrook,	Taylor,
Blackwell,	Gilmore,	Leavitt,	Toan,
Chapman,	Green,	Milnes,	Wisner,
Colgrove,	Griffey,	Palmer,	President
DenHerder,	Grosfield,	Ranney,	<i>pro tem.</i> , 25
Dunstan,	Gurney,		

## NAYS.

0

Title agreed to.

On motion of Mr. Dunstan,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

## GENERAL ORDER.

On motion of Mr. Milnes,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Giddings to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

## I.

The committee of the whole have had under consideration the following: Senate bill No. 156 (file No. 128), entitled

A bill to repeal sections 4 and 5 of act No. 259 of the public acts of 1887, being "An act to provide for an Independent Forestry Commission of the State of Michigan," and to define its duties and powers and to provide for the expense thereof.

House joint resolution No. 13 (file No. 9), entitled

Joint resolution directing the transfer of certain moneys from the general fund to the military fund to reimburse the latter fund for expenditures made under act No. 49, public acts of eighteen hundred and eighty-seven.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

Senate bill No. 48 (file No. 129) entitled

A bill to authorize the appointment of females as deputy county clerks and deputy registers in chancery, and to legalize all acts heretofore performed by females as such deputies.

House bill No. 397 (file No. 121) entitled

A bill to amend section 2 of act No. 205 of public acts of 1879, entitled "An act to authorize boards of supervisors of the several counties of this State to provide for the preservation and maintenance of original section corners and quarter posts, as surveyed and recorded by the original survey thereof," as amended by act No. 73 of the public acts of 1881, approved April 1, 1881, being compiler's section 510 of Howell's annotated statutes.

House bill No. 581 (file No. 180), entitled

A bill to punish any person who orders, sends, takes or carries or attempts to order, send, take or carry dynamite, nitro-glycerine and other explosive substances either as freight or baggage on any passenger boat or vessel, or on any railroad car or train of cars, or on any street car, stage or vehicle used wholly or partly for carrying passengers.

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

## III.

The committee of the whole have also had under consideration the following:

Senate file No. 126, entitled

A bill to prohibit selling, giving or furnishing tobacco in any of its forms to minors, and providing a penalty therefor.

Being substitute for House bill No. 584 (file No. 251), entitled

A bill to prohibit the manufacturing, selling or keeping for sale, or giving away of any cigarettes, or any imitation thereof, composed in whole or in part of tobacco, or any substance in the form of the cigarette containing narcotic elements, or any paper known as rice paper, or any kind of paper made or designed for the wrapper of the cigarette.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate with the recommendation that the original bill do pass, and that the substitute therefor be laid on the table.

## IV.

The committee of the whole have also had under consideration the following:

Senate bill No. 238 (file No. 122), entitled

A bill to fix the per diem compensation of members of the State Legislature from the Upper Peninsula for and during the session of 1889,

Have directed their chairman to report the same back to the Senate, with the recommendation that the bill be laid on the table.

J. WIGHT GIDDINGS, *Chairman*.

Report accepted.

The first named bill and joint resolution were placed on the order of third reading of bills.

On motion of Mr. Giddings,

The Senate concurred in the amendments made to the second named bills, and the same were placed on the order of third reading of bills.

On motion of Mr. Giddings,

The Senate concurred in the recommendation of the committee regarding the third named bill, and the original bill was placed on the order of third reading of bills and the substitute therefor was laid on the table.

On motion of Mr. Giddings,

The Senate concurred in the recommendation of the committee regarding the fourth named bill, and the same was laid on the table.

The Senate resumed the order of

## REPORTS OF STANDING COMMITTEES.

By the committee on asylums for the insane:

The committee on asylums for the insane, to whom was referred

House bill No. 561 (file No. 280), entitled

A bill making an appropriation for repairs on laborer's cottage, and for water pipes and connections for fire protection for the Eastern Asylum for Insane,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ROSWELL LEAVITT, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee on finance and appropriations.

By the committee on asylums for the insane:

The committee on asylums for the insane to whom was referred

House bill No. 273 (file No. 152), entitled

A bill making appropriation for a chapel and amusement hall for the Michigan Asylum for the Insane,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass and ask to be discharged from the further consideration of the subject.

ROSWELL LEAVITT, *Chairman*.

Report accepted and committee discharged.

The bill was then referred to the committee on finance and appropriations.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred  
Senate bill No. 257, entitled

A bill to establish a State road in Bay county and place the same under the control of the stone road commissioners of Bay county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

ROSWELL LEAVITT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Leavitt,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

House bill No. 237 (file No. 153), entitled

A bill to establish a State road in the townships of Monitor, Kawkawlin and Beaver in the county of Bay,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ROSWELL LEAVITT, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 294, entitled

A bill requiring the auditor general to offer for sale tax lands in the county of Grand Traverse at the October sale of 1889,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The bill was laid on the table.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

House bill No. 637, entitled

A bill to authorize the Common Council of the city of Bay City to borrow money for the construction, repair, care and maintenance of bridges across the Saginaw river within the Bay county bridge district,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments, recommending that the amendment be concurred in, and

that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

ROSWELL LEAVITT, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Leavitt,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Wisner,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was read a third time, and pending the taking of the vote thereon, Mr. Milnes moved that the bill be laid on the table.

Which motion did not prevail.

The bill was then passed, a majority of all Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Harshaw,	Mr. Ranney,
Barringer,	Gorman,	Holbrook,	Taylor,
Berry,	Green,	Leavitt,	Wisner,
Blackwell,	Griffey,	Nagle,	President
Dunstan,	Grosfield,	Palmer,	<i>pro tem.</i> , 19

#### NAYS.

Mr. Milnes,	Mr. Rentz,	Mr. Toan,	3
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Title agreed to.

On motion of Mr. Wisner,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The Senate resumed the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Palmer moved to take from the table

Senate bill No. 315, entitled

A bill to give jurisdiction to the supreme court in certain cases.

Which motion prevailed.

On motion of Mr. Palmer,

The bill was referred to the committee on judiciary.

Mr. Palmer moved to take from the table

Senate bill No. 242 (file No. 62), entitled

A bill to amend section 63 of chapter 103 of the revised statutes of 1846, being section 7612 of Howell's annotated statutes,

Which motion prevailed.

On motion of Mr. Palmer,

The bill was referred to the committee on judiciary.

On motion of Mr. Dunstan,

The rules were suspended, two-thirds of all the Senators present voting therefor, and

House bill No. 581 (file No. 180), entitled

A bill to punish any person who orders, sends, takes or carries, or attempts to order, send, take or carry, dynamite, nitro-glycerine and other explosive

substances, either as freight or baggage, on any passenger boat or vessel, or on any railroad car, or train of cars, or on any street car, stage or vehicle used wholly or partly for carrying passengers,

Was placed on its immediate passage.

The bill was read a third time, and pending the taking of the vote thereon,

Mr. Palmer, by unanimous consent, moved to amend the bill by adding to the end thereof the following:

"*Provided*, That nothing herein contained shall prevent the carrying of any of the above substances, properly and plainly labeled, on any boat, vessel, vehicle or train used mainly for the purpose of carrying freight."

Which motion did not prevail.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS,

Mr. Babcock,	Mr. Den Herder,	Mr. Green,	Mr. Leavitt,
Berry,	Dunstan,	Griffey,	Milnes,
Blackwell,	Fox,	Harshaw,	Taylor,
Chapman,	Giddings,	Holbrook,	Wisner,
Colgrove,			

17

#### NAYS.

Mr. Gorman,	Mr. Palmer,	Mr. Rentz,	Mr. Toan,
Grosfield,	Ranney,		

6

The question being on agreeing to the title,

Mr. Dunstan moved to amend the title so as to read as follows:

A bill to punish any person who sends, takes, or carries, or attempts to send, take, or carry, or procure to be sent, taken, or carried, dynamite, nitro-glycerine, or other explosive substances, either as freight or baggage, on any passenger boat or vessel, or any railroad car, or train of cars, or on any street car, stage or vehicle used wholly or partly for carrying passengers.

Which motion prevailed.

The title as amended was then agreed to.

The Senate resumed the order of

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, April 24, 1889. }

To the President of the Senate:

SIR—I am instructed by the House to inform the Senate that Messrs. Eaton, Waite and Killean have been appointed a committee on the part of the House to act with like committee on the part of the Senate, for the purpose of preparing the program to be observed in celebrating, by this Legislature, the centennial anniversary of the inauguration of our present national government, on the 30th inst.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The message was laid on the table.

By unanimous consent.

Mr. Fox offered the following concurrent resolution:

*Resolved* by the Senate (the House concurring), That when the Senate adjourn on Thursday, April 25, 1889, it stand adjourned until Monday at 9:30 o'clock P. M., April 29, 1889.

The question being on the adoption of the resolution.

The resolution was adopted.

By unanimous consent:

By the committee on supplies and expenses:

The committee on supplies and expenses, to whom was referred the following account:

Kennedy and Koester, Detroit, Mich., April 11, 1889. Sold to John S. Brubaker, Lansing, 1 silver badge for the Governor's messenger, \$2.00.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, recommending the allowance of the same, and ask to be discharged from the further consideration of the subject.

Report accepted and committee discharged.

W. IRVING BABCOCK, *Chairman.*

On motion of Mr. Babcock,

The report was adopted.

On motion of Mr. Rentz,

The Senate adjourned.

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*Lansing, Thursday, April 25, 1889.*

The Senate met and was called to order by the President *pro tem.* at 2 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Dunstan, Giddings, Grosfield, Gurney, Harshaw, Palmer.

On motion of Mr. Rentz,

Leave of absence was granted to Messrs. Giddings, Dunstan and Grosfield for the day.

On motion of Mr. McCormick,

Leave of absence was granted to Mr. Palmer for the day.

On motion of Mr. Blackwell,

Leave of absence was granted to all absentees for the day.

#### PRESENTATION OF PETITIONS.

No. 466. By Mr. Taylor: Petition of Mark Elwell and numerous others, old soldiers and citizens of Lapeer county, relative to the equalization of bounties.

Referred to the committee on military affairs.

No. 467. By Mr. Taylor: Petition of Sylvester Larned, D. M. Ferry, H. K.



White and 250 other citizens of Detroit, asking for the incorporation of the inebriate asylum at Detroit.

Referred to the committee on banks and incorporations.

No. 468. By Mr. Gorman: Resolution of the Western Washtenaw and Eastern Jackson agricultural society, urging the passage of the beef inspection bill.

Referred to the committees on agricultural interests and public health.

No. 469. By Mr. Gorman: Petition of 111 citizens and taxpayers of the village of Chelsea and vicinity, praying for the passage of the beef inspection bill.

Referred to the committees on agricultural interests and public health.

#### REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 547 (file No. 147), entitled

A bill to confirm deeds and instruments intended for the conveyance of real estate in certain cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Colgrove,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 300 (file No. 123), entitled

A bill to facilitate the discovery and apprehension of persons guilty of criminal offenses,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Colgrove,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 93, entitled

A bill to provide for printing and posting at each polling place in the State all propositions submitted by the legislature for amending the State constitution,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 321, entitled

A bill to control and regulate associations, arrangements, combinations, agreements, pools and trusts in the State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Colgrove,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 34 (file No. 4), entitled

A bill declaring certain contracts, agreements, understandings or combinations unlawful and to provide punishments for those who shall enter into the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Colgrove,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 35, entitled

A bill to amend section 2 of chapter 183 of the compiled laws of 1871, being compiler's section 7291 of Howell's annotated statutes of Michigan, "of the commencement of suits of process and the service and return of original writs,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Colgrove,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 83 (file No. 97), entitled

A bill to provide for the winding up of mining and manufacturing corporations whose charters have expired,

Respectfully report that they have had the same under consideration, and

have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to provide for the winding up of mining and manufacturing corporations whose charters have expired,

Recommending that the substitute be printed for the use of the committee.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Colgrove,

The substitute was ordered printed for the use of the committee.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 274, entitled

A bill to amend sec. 7 chap. 261, of compiled laws of 1871, being sec. 9554 of Howell's annotated statutes, relative to grand juries,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Colgrove,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 318, entitled

A bill in relation to the condemnation of private property for public use,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Colgrove,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 376 (file No. 262), entitled

A bill to amend section 25 of chapter 244 of the compiled laws of 1871 being compiler's section 7534, as amended by act No. 191 of the public acts of 1875, being compiler's section 9099 of Howell's annotated statutes, relative to offenses against the lives and persons of individuals,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Colgrove,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary to whom was referred

House bill No. 59 (file No. 33), entitled

A bill for the consolidation of an ecclesiastical society with its church.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments previously made by the Senate recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Colgrove,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 194, entitled

A bill to amend sections 1, 3 and 4 of act No. 280, of the public acts of 1887, entitled "An act to protect the owner or keeper of stallions,"

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Colgrove,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary to whom was referred

House bill No. 783, entitled

A bill to prevent persons from unlawfully using or wearing the badge or emblems of any masonic order or the badge of any other fraternal organizations of this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on finance and appropriations:

The committee on finance and appropriations, to whom was referred

Senate bill No. 154 (file No. 38), entitled

A bill to amend sections 2 and 7 of act No. 169 of the public acts of 1881, entitled "An act to revise and consolidate the several acts relating to the care and management of the State library," approved May 31, 1881,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation and ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Chapman,

The bill was referred to the committee of the whole, and placed on the general order.

#### REPORT OF SELECT COMMITTEES.

*To the Honorable Senate:*

Your committee to investigate and determine as to the advisability of establishing a plant for the manufacture of binding twine in one of the penal institutions of this State, respectfully report as follows:

Your committee together with the committee appointed by the House for the same purpose, visited the Ionia reformatory on the 23d inst., and there met the board of control of said institution and discussed the question as thoroughly as possible.

The joint committee found an unoccupied room 130 feet in length by 60 feet in width, formerly used for the manufacture of boots and shoes, with an engine of sufficient power and a line of shafting in readiness to be utilized for the purpose contemplated.

A sufficient force of men can be assigned for carrying on the business when established, without injury or detriment to the business now in progress at the reformatory.

The question of procuring the machinery and raw material necessary for the establishment of the plant and its maintenance the joint committee has been unable to determine and would recommend that the Legislature empower the joint committee to appoint a competent person to visit the localities where the machinery is manufactured and the raw material is sold and report as soon as possible to the joint committee so that it may be enabled to place before the Legislature a complete report in detail.

Your committee would further report that if the investigations of said person would warrant the establishment of a plant for said manufacture in said institution the board of control and officers of the same would heartily concur in furthering the project, and in trying to make the same a success.

JOHN HOLBROOK,  
E. B. GREEN,  
J. S. GORMAN,  
NEAL McMILLAN,  
JAS. H. PEABODY.

*Committee.*

Report accepted.

On motion of Mr. Milnes,

The report was adopted.

#### MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE, }  
Lansing, April 24, 1889. }

*To the Senate:*

I very respectfully return to your body for reconsideration, a bill originating therein, entitled "An act to authorize the West Side Building and Loan Association of Grand Rapids, Michigan, to increase its capital stock to \$2,000,000."

The association seeking authority to increase its capital stock, was incorporated under act No. 50 of the session laws of 1887.

Section 1 of article 15 of the constitution provides that "Corporations may be formed under the general laws, but shall not be created by special act except for municipal purposes." And while this bill does not contemplate the creation of a special private corporation, still it does extend to one already organized special privileges. And this seems to be in direct violation of the letter and spirit of the constitution.

The bill is returned with less regret because the general law, under which this corporation was formed, does not limit the amount of capital stock, and I can see no demand for the bill, even were it constitutional. But if its privileges are required, I think they must be secured by an amendment of the general law, and not by granting special privileges to a single corporation.

C. G. LUCE,

Governor.

Mr. Gorman moved to reconsider the vote by which the Senate passed the bill.

Which motion prevailed.

The question being on the passage of the bill, the objections of the Governor to the contrary notwithstanding,

On motion of Mr. Gorman,

The bill was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, April 24, 1889. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following concurrent resolution:

WHEREAS, In pursuance of its duties to the State and the institutions of the State, the Legislature has deemed it wise to visit and inspect the University of Michigan at Ann Arbor on Friday, the 25th inst., and

WHEREAS, The centennial of the inauguration of George Washington as first President of the United States will be observed on Tuesday, April 30, which day, by proclamation of the President of the United States and of the Governor of Michigan, is made a public holiday—a day of cessation from labor and of praise and thanksgiving; therefore

Resolved (the Senate concurring), That when the Legislature adjourn on Thursday, April 25, it stand adjourned until Wednesday, May 1, at 2 P. M.

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The question being on concurring in the adoption of the resolution,

Mr. Babcock moved to amend the same as follows:

By striking out the words "Wednesday, May 1st," and inserting in lieu thereof the words "Monday, April 28th."

Pending which,

Mr. Leavitt moved that the concurrent resolution be laid on the table.

Which motion did not prevail.

The question being on agreeing to the amendment,

Mr. Fox called for the yeas and nays as follows:

The amendment was then not agreed to, by yeas and nays as follows:

#### YEAS.

Mr. Babcock,	Mr. Holbrook,	Mr. Ranney,	Mr. Taylor,	4
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#### NAYS.

Mr. Berry,	Mr. Fox,	Mr. Harshaw,	Mr. Nagel,	
Blackwell,	Gilmore,	Leavitt,	Rentz,	
Chapman,	Gorman,	McCormick,	Toan,	
Colgrove,	Green,	Milnes,	Wisner,	
Den Herder,	Gurney,			18

Mr. Chapman moved to amend the resolution as follows:

By striking out the word "2 o'clock P. M." and inserting in lieu thereof the words "9 o'clock P. M."

On which

Mr. Chapman called for the yeas and nays.

The amendment was then not agreed to, by the yeas and nays as follows:

#### YEAS.

Mr. Babcock,	Mr. Chapman,	Mr. Milnes,	Mr. Taylor,	
Berry,	Fox,	Ranney,	President	
Blackwell,	Holbrook,		<i>pro tem.</i> ,	15

#### NAYS.

Mr. Colgrove,	Mr. Green,	Mr. Leavitt,	Mr. Rentz,	
Den Herder,	Griffey,	McCormick,	Toan,	
Gilmore,	Harshaw,	Nagel,	Wisner,	
Gorman,				13

The question being on concurring in the adoption of the resolution,

Mr. Chapman called for the yeas and nays.

The resolution was then adopted, by yeas and nays, as follows:

#### YEAS.

Mr. Blackwell,	Mr. Gorman,	Mr. McCormick,	Mr. Rentz,	
Colgrove,	Green,	Nagel,	Toan,	
Den Herder,	Griffey,	Ranney,	Wisner,	
Gilmore,	Harshaw,			14

#### NAYS.

Mr. Babcock,	Mr. Chapman,	Mr. Leavitt,	Mr. Taylor,	
Barringer,	Fox,	Milnes,	President	
Berry,	Holbrook,		<i>pro tem.</i> ,	10

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 25, 1889.* }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 421 (file No. 325), entitled

A bill for the protection of the public health by providing for the inspection before slaughter, and of the viscera after slaughter of all neat cattle designed for slaughter for human food.

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and

On motion of Mr. Milnes,

Was referred to the committee of the whole and placed on the general order.

Mr. Colgrove moved that the committee of the whole be discharged from the further consideration of the bill.

Which motion prevailed.

On motion of Mr. Colgrove,

The bill was referred to the committees on agricultural interests, public health and judiciary, jointly.

The President *pro tem.* announced that the time had arrived for the

#### SPECIAL ORDER.

Being the consideration of

Senate bill No. 23 (file No. 3), entitled

A bill to revise and consolidate the laws relative to the State Prison, to the State House of Correction and Branch of the State Prison in the Upper Peninsula, and to the State House of Correction and Reformatory at Ionia, and the government and discipline thereof, and to repeal all acts inconsistent therewith,

On motion of Mr. Colgrove,

The special order was postponed until Wednesday next at 2 o'clock P. M.

#### THIRD READING OF BILLS.

Senate bill No. 156 (file No. 128), entitled

A bill to repeal sections 4 and 5 of act No. 259 of the public acts of 1887, being "An act to provide for an independent forestry commission of the State of Michigan," and to define its duties and powers and to provide for the expense thereof.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Babcock,	Mr. Den Herder,	Mr Harshaw,	Mr. Ranney,
Barringer,	Fox,	Holbrook,	Rentz,
Berry,	Gilmore,	Leavitt,	Taylor,
Blackwell,	Gorman,	McCormick,	Toan,
Chapman,	Green,	Milnes,	Wisner,
Colgrove,	Griffey,	Nagel,	President

*pro tem.* 24

0

#### NAYS.

Title agreed to.



On motion of Mr. Holbrook,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House joint resolution No. 13 (file No. 9), entitled

Joint resolution directing the transfer of certain moneys from the general fund to the military fund to reimburse the latter fund for expenditures made under act No. 49, public acts of 1887,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Holbrook,	Mr. Rentz,
Berry,	Gilmore,	Leavitt,	Taylor,
Blackwell,	Gorman,	McCormick,	Toan,
Chapman,	Green,	Nagel,	Wisner,
Colgrove,	Griffey,	Ranney,	President
Den Herder,	Harshaw,		<i>pro tem.</i> , 22

#### NAYS.

0

Title agreed to.

On motion of Mr. Babcock,

By a vote of two-thirds of all the Senators elect, the joint resolution was ordered to take immediate effect.

House bill No. 584 (file No. 251), entitled

A bill to prohibit the manufacturing, selling or keeping for sale, or giving away of any cigarettes, or any imitation thereof, composed in whole or in part of tobacco, or any substance in the form of the cigarette containing narcotic elements, or any paper known as rice paper, or any kind of paper made or designed for the wrapper of the cigarette.

Pending third reading of which,

On motion of Mr. Gorman,

The bill was laid on the table.

House bill No. 397 (file No. 121), entitled

A bill to amend section 2 of act No. 205 of public acts of 1879, entitled "An act to authorize boards of supervisors of the several counties of this State to provide for the preservation and maintenance of original section corners and quarter posts, as surveyed and recorded by the original survey thereof," as amended by act No. 73 of the public acts of 1881, approved April 1, 1881, being compiler's section 510 of Howell's annotated statutes,

Was read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays as follows:

#### YEAS.

Mr. Babcock,	Mr. Den Herder,	Mr. Holbrook,	Mr. Taylor,
Barringer,	Gilmore,	Leavitt,	Toan,
Berry,	Gorman,	McCormick,	Wisner,
Blackwell,	Green,	Nagel,	President
Chapman,	Griffey,	Ranney,	<i>pro tem.</i> , 22
Colgrove,	Harshaw,	Rentz,	

#### NAYS.

0

Senate bill No. 48 (file No. 129), entitled

A bill to authorize the appointment of females as deputy county clerks and deputy registers in chancery, and to legalize all acts heretofore performed by females as such deputies,

Was read a third time, and pending the taking of the vote thereon, Mr. Taylor, by unanimous consent, moved to amend the bill as follows:

1. By inserting in line 1 of section 2 after the word "chancery" the words "or deputy register of deeds."
2. By inserting in line 2 of section 2 after the word "chancery," the words "or deputy register of deeds."

Which motion prevailed and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Den Herder,	Mr. Holbrook,	Mr. Taylor,
Berry,	Fox,	Leavitt,	Toan,
Blackwell,	Green,	McCormick,	Wisner,
Chapman,	Griffey,	Ranney,	President
Colgrove,	Harshaw,	Rentz,	<i>pro tem.</i> 19

#### NAYS.

Mr. Barringer,	Mr. Gorman,	2
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The question being on agreeing to the title,

Mr. Taylor moved to amend the title as follows:

By inserting after the word "chancery" the words "or deputy registers of deeds,"

Which motion prevailed.

The title as amended was then agreed to.

#### GENERAL ORDER.

On motion of Mr. Taylor,

The Senate went into committee of the whole on the general order,

Whereupon

The President called Mr. Leavitt to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

#### I.

The committee of the whole have had under consideration the following:

Senate bill No. 26 (file No. 112), entitled

A bill to define and punish the offense of embezzlement by special administrators.

Senate bill No. 213 (file No. 121), entitled

A bill to amend section 1 of act No. 553 of the local acts of 1887, entitled "An act to legalize certain drain taxes in the township of Ganges and county of Allegan, and to authorize the supervisor of said township to re-spread the same," approved June 27, 1887.

House bill No. 237 (file No. 153), entitled

A bill to establish a State road in the townships of Monitor, Kawkawlin and Beaver, in the county of Bay.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

House bill No. 164 (file No. 104), entitled

A bill to amend chapter 131 of Howell's annotated statutes of the State of Michigan, being an act entitled "An act in relation to life insurance companies transacting business within this State," as heretofore amended, by adding thereto one new section to be known as section 31, and intended to prevent discrimination or deception in insuring lives.

House bill No. 379 (file No. 42), entitled

A bill to amend section 5, of act number 70, of the session laws of 1877, entitled "Act for the more effectual prevention of cruelty to animals," being compiler's section 9395 of Howell's annotated statutes, by adding thereto a proviso authorizing the destruction of aged, maimed and worn out animals in certain cases.

Have directed their chairman to report the same back to the Senate, with the recommendation that they be laid on the table.

## III.

The committee of the whole have also had under consideration the following:

House bill No. 166 (file No. 178), entitled

A bill to amend section 2116 of the compiled laws of 1871, as amended by act No. 48, of the session laws of 1877, the same being compiler's section 2247 of Howell's annotated statutes of Michigan, relative to the destruction of wolves.

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, with the recommendation that it be referred to the committee on horticulture and printed for the use of the committee.

## IV.

The committee of the whole have also had under consideration the following:

Senate bill No. 223 (file No. 124), entitled

A bill to amend section 21 of chapter 217 of Howell's annotated statutes of 1882, being compiler's section number 5753,

Have directed their chairman to report the same back to the Senate, with the recommendation that it be recommitted to the committee on judiciary.

ROSWELL LEAVITT, *Chairman*.

Report accepted.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Leavitt,

The Senate concurred in the recommendation of the committee regarding the second named bills, and the same were laid on the table.

On motion of Mr. Leavitt,

The Senate concurred in the recommendation of the committee regarding the third named bills, and the same was referred to the committee on horticulture, and printed for the use of the committee.

On motion of Mr. Leavitt,

The Senate concurred in the recommendation of the committee regarding the fourth named bill, and the same was recommitted to the committee on judiciary.

The Senate resumed the order of

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, April 25, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

1. House bill No. 222, entitled

A bill to provide for the apportionment of State taxes charged to Ontonagon county for the year 1888, 1889 and 1890, between the counties of Ontonagon and Gogebic, and to provide for the assessment, levy and collection of the same.

2. House bill No. 736, entitled

A bill to detach certain territory from the township of Ontonagon in the county of Ontonagon and organize the same into a separate township to be known as the township of McMillan,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on judiciary.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, April 25, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 560 (file No. 206), entitled

A bill to revise sections 1, 3, 6, 37, 75, and 82 of act No. 428 of the local acts 1887, entitled "An act to revise and amend act No. 53 of the session laws of 1859, entitled 'An act to incorporate the City of Battle Creek,' approved February 3, 1859, as revised and amended by the several acts revisionary and amendatory thereof, and to repeal all acts or parts of acts inconsistent therewith," approved April 9, 1877, and to add two new sections thereto, to be known and numbered as sections 93 and 94, and to enlarge and extend the boundaries of the city of Battle Creek,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered

to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and

Pending its reference to a committee,

On motion of Mr. Milnes,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Holbrook,	Mr. Ranney,
Berry,	Gilmore,	Leavitt,	Rentz,
Blackwell,	Gorman,	McCormick,	Taylor.
Chapman,	Griffey,	Milnes,	Wisner,
Den Herder,	Harshaw,	Nagel,	President
			<i>pro tem.</i> , 20
			0

#### NAYS.

Title agreed to.

On motion of Mr. Milnes,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The Senate resumed the order of

#### REPORTS OF STANDING COMMITTEES.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 679, entitled

A bill to authorize the village of East Jordan, in Charlevoix county, to make and carry out certain contracts for water supply for fire protection and other public purposes in said village; and to authorize the levy, assessment and collection of taxes in accordance with such contracts, and to legalize certain prior contracts, proceedings, taxes and assessments for the same object,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend act No. 334 of the local acts of 1887, entitled "An act to incorporate the village of East Jordan, Charlevoix county," approved Feb. 7, 1887, by adding four new sections thereto to stand as sections 7, 8, 9 and 10, relative to water supply and levying special taxes therefor,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

EDWIN G. FOX, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Leavitt,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

On motion of Mr. Leavitt,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Leavitt,	Mr. Rentz,
Barringer,	Gorman,	McCormick,	Taylor,
Berry,	Griffey,	Milnes,	Wisner,
Blackwell,	Grosfield,	Nagle,	President
Chapman,	Harshaw,	Ranney,	<i>pro tem.</i> ,
Den Herder,	Holbrook,		

21

## NAYS.

0

Title agreed to.

On motion of Mr. Leavitt,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on military affairs:

The committee on military affairs, to whom was referred

Senate joint resolution No. 14, entitled

A joint resolution making an appropriation to suitably dedicate the Michigan monuments at Gettysburg,

Together with the House amendments thereto,

Respectfully report that they had the same under consideration, and have directed me to report the same back to the Senate, recommending that the amendments made by the House be concurred in, and ask to be discharged from the further consideration of the subject.

ALFRED MILNES, *Chairman.*

Report accepted and committee discharged.

The question being on concurring in the amendments made by the House to the joint resolution,

On motion of Mr. Milnes,

The Senate concurred, two-thirds of all the Senators elect, voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Gilmore,	Mr. Leavitt,	Mr. Rentz,
Barringer,	Gorman,	McCormick,	Taylor,
Berry,	Griffey,	Milnes,	Toan,
Blackwell,	Grosfield,	Nagle,	Wisner,
Den Herder,	Harshaw,	Ranney,	President
Fox,	Holbrook,		<i>pro tem.</i> ,

22

## NAYS.

The joint resolution was referred to the committee on engrossment and enrollment for enrollment.

## MOTIONS AND RESOLUTIONS.

On motion of Mr. Colgrove,  
Leave of absence was granted to himself for the day.

On motion of Mr. Green,  
Leave of absence was granted to himself for the day.

On motion of Mr. Blackwell,  
The Senate adjourned.

The President *pro tem.* announced that the Senate would stand adjourned until Wednesday next at 2 o'clock P. M.

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*Lansing, Wednesday, May 1, 1889.*

The Senate met and was called to order by the Temporary President at 2 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Ball, Galbraith, Green, Milnes and Palmer.

On motion of Mr. Blackwell,

Leave of absence was granted to all absentees for the day.

The President *pro tem.* announced that the time had arrived for the

## SPECIAL ORDER,

Being the consideration of

Senate bill No. 23 (file No. 3), entitled

A bill to revise and consolidate the laws relative to the State Prison, to the State House of Correction and Branch of the State Prison in the Upper Peninsula, and to the State House of Correction and Reformatory at Ionia, and the government and discipline thereof, and to repeal all acts inconsistent therewith,

On motion of Mr. Leavitt,

The Senate went into committee of the whole on the special order,

Whereupon

The Temporary President called Mr. Leavitt to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

Senate bill No. 23 (file No. 3), entitled

A bill to revise and consolidate the laws relative to the State Prison, to the State House of Correction and Branch of the State Prison in the Upper Peninsula, and to the State House of Correction and Reformatory at Ionia, and the government and discipline thereof, and to repeal all acts inconsistent therewith,

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

ROSWELL LEAVITT, *Chairman.*

Report accepted.

The question being on concurring in the recommendation of the committee regarding the above named bill,

Mr. Fox called for the yeas and nays.

The Senate concurred by yeas and nays as follows:

### YEAS.

Mr. Barringer,	Mr. Dunstan,	Mr. Gurney,	Mr. Ranney,	
Blackwell,	Gorman,	Harshaw,	Rentz,	
Chapman,	Griffey,	McCormick,	Wisner,	
Den Herder,	Grosfield,	Nagel,		15

### NAYS.

Mr. Babcock,	Mr. Gilmore,	Mr. Leavitt,	Mr. Toan,	
Colgrove,	Holbrook,	Taylor,	<i>Temp'ry Pres't</i>	
Fox,				9

And all after the enacting clause of said bill was stricken out.

On motion of Mr. Fox,

The title and enacting clause of said bill were laid on the table.

### PRESENTATION OF PETITIONS.

No. 470. By mail to the Secretary: Joint resolutions adopted by Detroit division No. 1, Brotherhood of Locomotive Engineers and Standard Lodge No. 158, Brotherhood of Locomotive Firemen, relative to Senate bill No. 20 providing for a board of arbitration on labor interests.

On demand of Mr. Gorman,

The resolutions were read at length, and spread at large on the Journal, as follows:

*To the Honorable, the Senate and House of Representatives of the State of Michigan, in Legislature convened:*

WHEREAS, A bill now pending in the State Legislature known as "Senate bill No. 20," and providing for a board of arbitration on labor grievances to consist of the railroad commissioner and his two assistants, is understood to be presented at the urgent solicitation of the Brotherhood of Locomotive Engineers; therefore be it

*Resolved*, That we consider the bill a violation of the fundamental principles of arbitration; that we are in no way responsible for its being presented, and that we are opposed to its passage for the following reasons:

1. Because we believe it would be injurious to labor interests generally, and, in its operation, create rather than mitigate labor troubles.

2. Because we believe the establishment of such a power contrary to the spirit of American institutions.

3. Because we believe that the arbitrators not being directly responsible to the people would be liable to corruption.

4. Because we believe the existence of such a board would preclude just and unbiased arbitration that may be had in case of differences.

5. Because we believe that it is an imputation upon the intelligence of laboring classes, who would be under no obligation, moral or otherwise, to accept its decisions.



*Resolved*, That a copy of these resolutions be forwarded to each house of the Legislature, with the request that they be read during session.

[SEAL.]

WM. RYMER,  
A. EDMISTON,  
JOHN McKENNA,  
C. MATTISON,  
T. TEAHEN,

*Committee.*

Referred to the committee on railroads.

No. 471. By Mr. Ranney: Petition of 40 citizens of Kalamazoo and VanBuren counties favoring the beef inspection bill.

Referred to the committees on agricultural interests and public health.

#### REPORTS OF STANDING COMMITTEES.

By the committee on counties and towns:

The committee on counties and towns, to whom was referred

House bill No. 736, entitled

A bill to detach certain territory from the township of Ontonagon, in the county of Ontonagon, and organize the same into a separate township, to be known as the township of McMillen,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. DEN HERDER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Dunstan,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Berry,	Mr. Gorman,	Mr. Holbrook,	Mr. Taylor,
Blackwell,	Griffey,	McCormick,	Toan,
Colgrove,	Grosfield,	Nagel,	Wisner,
Den Herder,	Gurney,	Ranney,	<i>Temp'y Pres't</i>
Dunstan,	Harshaw,		18

#### NAYS.

0

Title agreed to.

On motion of Mr. Dunstan,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following:

Senate substitute for House bill No. 227 (file No. 159), entitled

A bill to amend and revise an act entitled "An act to provide for the construction and maintenance of macadamized roads in Bay county," approved April 24, 1883, being act No. 278 of the local acts of the State of Michigan

for the year 1883, as amended by act No. 350 of the local acts of the State of Michigan for the year 1885, and as amended by act number 396 of the local acts of the State of Michigan for the year 1887.

JAS. W. McCORMICK, *Chairman.*

Report accepted.

By unanimous consent,

Mr. Holbrook moved to take from the table

Senate bill No. 214, entitled

A bill to amend sec. 1 of act No. 171, session laws of 1873, entitled "An act establishing a State agency for the care of juvenile offenders," approved April 29, 1873, as amended by act No. 37, public acts of 1875, approved March 19, 1875, being compiler's section 9894 of Howell's annotated statutes as amended by act No. 168, public acts of 1885, approved June 10, 1885, amended by act No. 285 of public acts of 1887, approved June 28, 1887.

Which motion prevailed.

On motion of Mr. Holbrook,

The bill was referred to the committee on judiciary.

On motion of Mr. Gorman,

The Senate adjourned.

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*Lansing, Thursday, May 2, 1889.*

The Senate met and was called to order by the President *pro tem.*, at 2 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Galbraith, Green and Grosfield.

On motion of Mr. Rentz,

Leave of absence was granted to Mr. Grosfield for the day.

On motion of Mr. Giddings,

Leave of absence was granted to all absentees for the day.

#### PRESENTATION OF PETITIONS.

No. 472. By Mr. Ball: Petition of the State Agricultural Society, relative to the agricultural laboratory at the Agricultural College.

By request of the President *pro tem.*,

The petition was read at length, and spread at large on the Journal, as follows:

WHEREAS, Large appropriations have been made by former legislatures of this State to provide ample accommodations for the Chemical, Botanical, Entomological, Veterinary, Mechanical and Horticultural departments of the Michigan Agricultural College, aggregating many thousands of dollars for each of these departments, while the Agricultural Department, according to the Governor's recent message, has been allowed only the meagre sum of \$400 for this purpose; and

WHEREAS, We believe that the Agricultural Department at an Agricultural College, in the very nature of things, should be kept fully abreast of all others in its equipment for work, that it may stand on an equal plane with them; and,

WHEREAS, The State Board of Agriculture has placed in their bill of estimates, to present to the State Legislature now in session, the sum of \$8,000 for an Agricultural Laboratory and equipment, which action has been endorsed by the State Grange at its recent session, by the Michigan Sheep Breeder's Association, the Holstein, Shorthorn and Galloway Cattle Breeder's Associations at their recent annual meetings; and

WHEREAS, We believe that this appropriation will greatly contribute to the efficiency of the Agricultural Department and is in accord with the advanced public sentiment of the leading agricultural organizations in this State; therefore be it

*Resolved*, That, as the executive committee of the State agricultural society, we hereby cordially endorse the action of the board of agriculture in asking for this appropriation, and we hereby most respectfully petition the Honorable, the Legislature of Michigan, now in session, to make such appropriation, feeling assured that the best interests of the college and of the State will be served by such action. And your petitioners will ever pray.

*Resolved*, That the secretary of this committee forward a copy of this preamble and resolutions to the president of the Senate and the speaker of the House of Representatives at Lansing, with the request that they be printed in the Legislative journal, and referred to the proper committee.

Referred to the committee on agricultural college.

No. 478. By Mr. Wesseliuss: Resolutions of the board of directors of the Valley City Building and Loan Association, of Grand Rapids, favoring the passage of House bill No. 170, introduced by Representative Aleshire.

On motion of Mr. Wesseliuss,

The resolutions were read at length and spread at large on the Journal, as follows:

WHEREAS, Building and loan associations, so-called, as organized under and by virtue of the laws of this State, are mutual and co-operative societies, not organized for speculative gain, but on the contrary for the purpose of encouraging and fostering the habits of saving and economy among their members, affording them secure investments for their savings and assisting them in acquiring homes for their families; and

WHEREAS, Sound policy would seem to dictate that the greatest possible encouragement be given to such organizations now; therefore it is hereby

*Resolved* by the board of directors of the Valley City Building and Loan Association of Grand Rapids, Michigan, that we most earnestly endorse House bill No. 170, being a bill to amend act No. 50 of the public acts of 1887, introduced by Mr. Aleshire, believing that the passage of said bill will encourage the formation of building and loan associations, increase the strength and prosperity of those already in existence and assist in making these organizations powerful factors in establishing the happiness and prosperity of the people.

Referred to the committee on judiciary.

By unanimous consent:

Mr. Dunstan moved to reconsider the vote by which the Senate passed House bill No. 736, entitled

A bill to detach certain territory from the township of Ontonagon, in the county of Ontonagon, and organize the same into a separate township, to be known as the township of McMillan.

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Dunstan.

The bill was laid on the table.

The President *pro tem.* announced that the time had arrived for the

#### SPECIAL ORDER,

Being the consideration of

House bill No. 101 (file No. 46), entitled

A bill to repeal act No. 262, public acts of 1887, entitled "An act to provide for reporting all mortgages by the several registers of deeds of this State to the supervisors and assessing officers of their respective counties, and to the register of deeds of other counties wherein the mortgagee resides, for assessment purposes, and providing blank form books therefor; also prescribing the duties of registers of deeds relative to the recording of mortgages," approved June 27, 1887.

Mr. Holbrook moved that the special order be postponed until May 9, 1889, at 2:30 o'clock P. M.

Which motion prevailed.

#### REPORTS OF STANDING COMMITTEES.

By the committee on public lands:

The committee on public lands, to whom was referred

Senate bill No. 292, entitled

A bill to lay out, establish and provide for the construction of the Bay De Noc and Lake Superior State road,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor,

Having the same title,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

E G. FOX, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Fox,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on Asylum for Insane Criminals:

The committee on Asylum for Insane Criminals, to whom was referred

Senate bill No. 60, entitled

A bill authorizing the board of managers of the Michigan Asylum for Insane Criminals to purchase land, erect and furnish buildings for the use and benefit of said Asylum and making an appropriation therefor; also, making appropriation for purchase of stock, farming utensils and additions, repairs and improvements of present buildings and furniture,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass and ask to be discharged from the further consideration of the subject.

THOS. B. DUNSTAN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on finance and appropriations.

By the committee on labor interests:

The committee on labor interests, to whom was referred

House bill No. 301 (file No. 228), entitled

A bill to empower the common council of the city of Detroit to borrow money for the purpose of improving the boulevard,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

JOHN HOLBROOK,

A. MILNES,

A. HARSHAW,

*Members of the Committee.*

Report accepted and committee discharged.

Pending concurrence in the amendments made to the bill by the committee.

Mr. Taylor moved that the bill be laid on the table.

Which motion did not prevail.

The question being on concurring in the amendments made to the bill by the committee.

By unanimous consent:

The report of the minority of the committee was read, as follows:

In the above report the undersigned members of the committee do not concur for the following reasons:

*First,* The honor and credit of the city was pledged to the property owners along the boulevard, whose lands had been dedicated to the city, and now held and enjoyed by it, upon the express understanding and agreement that the boulevard should be opened and improved, that the land so dedicated has increased in value, and that the city has refused to re-convey said lands, or to improve the boulevard; that while the city had no legal authority to enter into such an agreement, yet we think that the understanding was not only a tacit one, but positive on the part of the city, that they would so improve said boulevard which was the consideration of the title to the land so conveyed. We believe that the city has not fairly carried out its agreement.

*Second,* The appropriation asked for in the bill can only be made by the Common Council and Board of Estimates, whose election will depend upon the attitude they assume toward the appropriation.

*Third,* All of the appropriations for the city of Detroit since 1869, including the Belle Isle appropriation of \$700,000 in 1887, have been made in the manner proposed by this bill, and we do not believe any discrimination should be made in this instance.

*Fourth,* It has been the universal practice and custom in all cities in the Union of 100,000 inhabitants and upwards to ask for enabling acts submitting the question of appropriations to the common council, and not in the manner indicated by the amendment.

*Fifth,* The appropriation asked is less than one-third of one per cent upon the taxable property of the city, and is not burdensome. The present in-

debtedness of the city is less than any city of its population in the Union, and from a financial standpoint is abundantly able to keep faith with those whose property it now holds and enjoys.

*Sixth*, We believe that the increase in assessed valuation of the property along and near the boulevard will be increased to such an amount that it will nearly, if not quite, pay the bonds and interest as they become due and payable, for all of which reasons, with others, we believe the original bill should pass without the amendment as it came from the House.

Respectfully submitted,

J. W. GIDDINGS,

PHILIP T. COLGROVE,

*Members of the Committee on Labor Interests.*

Pending concurrence in the amendments made to the bill by the committee,

On motion of Mr. Gilmore,

The bill, pending amendments and committee reports were referred to the committee of the whole and placed on the general order.

#### MESSAGES FROM THE HOUSE.

The President also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, May 2, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following concurrent resolution:

WHEREAS, Information has reached the Legislature that the Hon. Thomas W. Palmer, the newly named representative of this government to Spain, will today make his final visit to the capital of the State before taking his departure for the scene of his new duties; therefore

*Resolved* (the Senate concurring), That a joint committee consisting of three members of the House and three from the Senate be appointed to wait upon that gentleman and invite him to address the Legislature; and further,

*Resolved*, That the two Houses meet in joint convention in the hall of the House at 3 o'clock this P. M. to listen to his remarks, and by their presence bid him God-speed in the role of representative of this government abroad, a position which he is so well qualified to fill with honor to himself and credit to the State of Michigan and the nation he goes to represent.

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives*

The question being on concurring in the adoption of the resolution,

On motion of Mr. Babcock,

The resolution was adopted.

The President *pro tem.* announced as the committee on the part of the Senate: Messrs. Babcock, McCormick and Rentz.

The Senate resumed the order of

## REPORTS OF STANDING COMMITTEES.

By the committee on labor interests:

The committee on labor interests, to whom was referred

House bill No. 20 (file No. 229), entitled

A bill supplemental to the charter of the city of Detroit, and relating to parks, boulevards and other public grounds in said city. And to repeal act No. 374, local acts of 1879, entitled an act to provide for the establishment and maintenance of a broad street or boulevard about the limits of the city of Detroit and through portions of the townships of Hamtramck, Greenfield and Springwells, in the county of Wayne, approved May 21, 1879,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

J. W. GIDDINGS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Giddings,

The Senate concurred in the amendments made to the bill by the committee.

Pending reference,

On motion of Mr. Dunstan,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

Pending third reading of the bill,

Mr. Rentz moved that the same be referred to the committee of the whole, and placed on the general order.

Which motion did not prevail.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Harshaw,	Mr. Ranney,	
Barringer,	Fox,	Holbrook,	Rentz,	
Berry,	Giddings,	Leavitt,	Taylor,	
Blackwell,	Gilmore,	McCormick,	Toan,	
Chapman,	Gorman,	Milnes,	Wesselius,	
Colgrove,	Griffey,	Nagel.	Wisner,	
Den Herder,	Gurney,	Palmer,		27

## NAYS.

0

Title agreed to.

On motion of Mr. Dunstan,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report, as correctly enrolled, signed, and presented to the Governor the following:

Senate joint resolution No. 14 (file No. 1), entitled

Joint resolution making an appropriation to suitably dedicate the Michigan monuments at Gettysburg.

JAS. W. MCCORMICK, *Chairman.*

Report accepted.

By the committee on State affairs and printing jointly :

The committee on State affairs and printing jointly, to whom was referred House bill No. 258 (file No. 87), entitled

A bill to provide for the publication and distribution of laws and documents, reports of the several officers, boards of officers and public institutions of this State now or hereafter to be published, and to provide for the replacing of books lost by fire or otherwise, and to repeal all existing laws providing for the publication and distribution of said laws, documents or reports,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK,

*Chairman Com. on State Affairs.*

C. G. GRIFFEY,

*Chairman Com. on Printing.*

Report accepted and committee discharged.

On motion of Mr. Babcock,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By unanimous consent:

On motion of Mr. Dunstan,

By a vote of two-thirds of all the Senators elect,

House bill No. 581 (file No. 180), entitled

A bill to punish any person who orders, sends, takes or carries or attempts to order, send, take or carry dynamite, nitro-glycerine and other explosive substances either as freight or baggage on any passenger boat or vessel, or on any railroad car or train of cars, or on any street car, stage or vehicle used wholly or partly for carrying passengers.

Was ordered to take effect sixty days from the date of its approval.

The sergeant-at-arms announced a committee of the House, who informed the Senate that the House was ready to meet the Senate in joint convention, pursuant to concurrent resolution this day adopted.

The Senate then proceeded to the hall of the House of Representatives.

[For proceedings in joint convention see House journal.]

The Senate returned to the Senate chamber and was called to order by the President *pro tem*.

A quorum present.

By unanimous consent,

Mr. Blackwell moved that the committee of the whole be discharged from the further consideration of

House bill No. 301 (file No. 228), entitled

A bill to empower the common council of the city of Detroit to borrow money for the purpose of improving the boulevard.

Which motion did not prevail.

The Senate resumed the order of



## REPORTS OF STANDING COMMITTEES.

By the committee on labor interests:

The committee on labor interests, to whom was referred

House bill No. 20 (file No. 229), entitled

A bill supplemental to the charter of the city of Detroit, and relating to parks, boulevards and other public grounds in said city. And to repeal act No. 374, local acts of 1879, entitled an act to provide for the establishment and maintenance of a broad street or boulevard about the limits of the city of Detroit and through portions of the townships of Hamtramck, Greenfield and Springwells, in the county of Wayne, approved May 21, 1879,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

J. W. GIDDINGS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Giddings,

The Senate concurred in the amendments made to the bill by the committee.

Pending reference,

On motion of Mr. Dunstan,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

Pending third reading of the bill,

Mr. Rentz moved that the same be referred to the committee of the whole, and placed on the general order.

Which motion did not prevail.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Dunstan,	Mr. Harshaw,	Mr. Ranney,	
Barringer,	Fox,	Holbrook,	Rentz,	
Berry,	Giddings,	Leavitt,	Taylor,	
Blackwell,	Gilmore,	McCormick,	Toan,	
Chapman,	Gorman,	Milnes,	Weaselius,	
Colgrove,	Griffey,	Nagel.	Wisner,	
Den Herder,	Gurney,	Palmer,		27

## NAYS.

0

Title agreed to.

On motion of Mr. Dunstan,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report, as correctly enrolled, signed, and presented to the Governor the following:

Senate joint resolution No. 14 (file No. 1), entitled

Joint resolution making an appropriation to suitably dedicate the Michigan monuments at Gettysburg.

JAS. W. MCCORMICK, *Chairman.*

Report accepted.

By the committee on State affairs and printing jointly :

The committee on State affairs and printing jointly, to whom was referred House bill No. 258 (file No. 87), entitled

A bill to provide for the publication and distribution of laws and documents, reports of the several officers, boards of officers and public institutions of this State now or hereafter to be published, and to provide for the replacing of books lost by fire or otherwise, and to repeal all existing laws providing for the publication and distribution of said laws, documents or reports,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK,

*Chairman Com. on State Affairs.*

C. G. GRIFFEY,

*Chairman Com. on Printing.*

Report accepted and committee discharged.

On motion of Mr. Babcock,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By unanimous consent:

On motion of Mr. Dunstan,

By a vote of two-thirds of all the Senators elect,

House bill No. 581 (file No. 180), entitled

A bill to punish any person who orders, sends, takes or carries or attempts to order, send, take or carry dynamite, nitro-glycerine and other explosive substances either as freight or baggage on any passenger boat or vessel, or on any railroad car or train of cars, or on any street car, stage or vehicle used wholly or partly for carrying passengers.

Was ordered to take effect sixty days from the date of its approval.

The sergeant-at-arms announced a committee of the House, who informed the Senate that the House was ready to meet the Senate in joint convention, pursuant to concurrent resolution this day adopted.

The Senate then proceeded to the hall of the House of Representatives.

[For proceedings in joint convention see House journal.]

The Senate returned to the Senate chamber and was called to order by the President *pro tem*.

A quorum present.

By unanimous consent,

Mr. Blackwell moved that the committee of the whole be discharged from the further consideration of

House bill No. 301 (file No. 228), entitled

A bill to empower the common council of the city of Detroit to borrow money for the purpose of improving the boulevard.

Which motion did not prevail.

The Senate resumed the order of

## REPORTS OF STANDING COMMITTEES.

By the committee on finance and appropriations:

The committee on finance and appropriations, to whom was referred

House bill No. 129 (file No. 255), entitled

A bill to make an appropriation for the support of the State Agricultural College, for the erection and repair of buildings, and other improvements at said college,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation and ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Chapman,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 190, entitled

A bill providing for the issuing of attachments against sheriffs and coroners for neglect or refusal to make returns of process put in their hands for service,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Palmer,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 241, entitled

A bill to amend section 2 of act No. 179 of the session laws of 1881, relative to a crier of the Supreme Court,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Palmer,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 178 (file No. 120), entitled

A bill to provide for an additional judge for the seventeenth judicial circuit, and to define his powers and duties,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The Senate concurred in the amendments made to the bill by the committee.

On motion of Mr. Wesselius,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows :

#### YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Leavitt,	Mr. Rentz,
Berry,	Gilmore,	McCormick,	Taylor,
Blackwell,	Griffey,	Milnes,	Toan,
Chapman,	Gurney,	Nagel,	Wesselius,
Den Herder,	Harshaw,	Palmer,	Wisner,
Dunstan,	Holbrook,	Ranney,	President
Fox,			<i>pro tem., 25</i>

#### NAYS.

0

Title agreed to.

On motion of Mr. Wesselius,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 222, entitled

A bill to provide for the apportionment of State taxes charged to Ontonagon county for the years 1888, 1889 and 1890 between the counties of Ontonagon and Gogebic and to provide for the assessment, levy and collection of the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Dunstan,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Leavitt,	Mr. Tyler,
Berry,	Giddings,	McCormick,	Toan,
Blackwell,	Gilmore,	Milnes,	Wesselius,
Chapman,	Griffey,	Palmer,	Wisner,
Colgrove,	Gurney,	Ranney,	President
Den Herder,	Harshaw,	Rentz,	<i>pro tem.</i> ,
Dunstan,	Holbrook,		26

## NAYS.

0

Title and preamble agreed to.

On motion of Mr. Dunstan,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

## MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, {  
Lansing, April 25, 1889. }

To the President of the Senate:

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 96 (file No. 92), entitled

A bill to authorize gas light companies to produce, furnish and sell electricity and electrical light,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and

Pending its reference to a committee,

On motion of Mr. Palmer,

The bill was laid on the table.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, {  
Lansing, April 25, 1889. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following bill:

Senate substitute for House bill No. 679 (file No. 256), entitled

A bill to amend act No. 334 of the local acts of 1887, entitled, "An act to incorporate the village of East Jordan, Charlevoix county," approved February 7, 1887, by adding four new sections thereto, to stand as sections 7, 8, 9, and 10, relative to water supply, and levying special taxes therefor,

In the passage of which the House has concurred by a majority vote of all

the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, April 26, 1889. }

*To the President of the Senate :*

SIR—I am instructed by the House to return to the Senate the following bill:

House bill No. 565 (file No. 294), entitled

A bill to amend section 7127 of the compiled laws of 1871, being section 8686 of Howell's annotated statutes of Michigan, relative to writs of error,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on judiciary.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, April 25, 1889. }

*To the President of the Senate :*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 129 (file No. 89), entitled

A bill to provide for the purchase and distribution of a volume containing the general laws of this State, with a digest of court decisions thereon and to be known as volume three (3), Howell's annotated statutes.

In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, April 25, 1889. }

*To the President of the Senate :*

SIR—I am instructed by the House to transmit the following entitled bill:

1. House bill No. 132 (file No. 75), entitled

A bill to prohibit the selling, giving or furnishing tobacco in any of its forms to minors and to providing a penalty therefor.

2. House bill No. 160 (file No. 248), entitled

A bill making appropriations for the State Board of Fish Commissioners for the year ending June 30, 1890, and the year ending June 30, 1891,

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on public health.

The second named bill was read a first and second time by its title, and referred to the committee on fisheries.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, May 2, 1889.*

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 601 (file No. 250), entitled

A bill to amend sections 4, 5, 18, 37, 41, 42, 46, 47, 50, 57, 60, 66, 85, 87, 88, 102 and 111 of act No. 219 of the session laws of 1873, entitled "An act to incorporate the city of Ionia," approved March 21, 1873, and all acts and parts of acts amendatory thereof; to repeal section 69 of said act as amended, and to add thereto one new section to stand as section 113.

Which has passed the House by a majority vote of all the members elect and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, May 2, 1889.*

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 411 (file 259), entitled

A bill to provide for the penalty of death in certain cases.

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

## GENERAL ORDER.

On motion of Mr. Giddings,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Milnes to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee of the whole have had under consideration the following:

House bill No. 301 (file No. 228), entitled

A bill supplemental to the charter of the city of Detroit, and relating to parks, boulevards and other public grounds in said city. And to repeal act No. 374, local acts of 1879, entitled "An act to provide for the establishment and maintenance of a broad street or boulevard about the limits of the city of Detroit and through portions of the townships of Hamtramck, Greenfield, and Springwells, in the county of Wayne," approved May 21, 1879.

Have directed their chairman to report the same back to the Senate, with the recommendation that the consideration of the bill be made the special order for Tuesday next at 2 o'clock P. M.

ALFRED MILNES, *Chairman.*

Report accepted.

On motion of Mr. Milnes,

The Senate concurred in the recommendation of the committee regarding the above named bill, and the consideration of the same was made the special order for Tuesday next, at 2 o'clock P. M.

On motion of Mr. Milnes,

The Senate adjourned.

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*Lansing, Friday May 3, 1889.*

The Senate met and was called to order by the President *pro tem.* at 2 o'clock P. M.

Religious exercises by the Rev. Mr. Beale.

Roll called: a quorum present.

Absent without leave: Messrs. Dunstan, Gorman and Green.

On motion of Mr. Griffey,

Leave of absence was granted to Mr. Dunstan until Tuesday next.

On motion of Mr. Rentz,

Leave of absence was granted to Mr. Gorman for the day.

On motion of Mr. Blackwell,

Leave of absence was granted to Mr. Green for the day.

## PRESENTATION OF PETITIONS.

No. 474. By Mr. McCormick: Petition of citizens of Wayland, county of Allegan, favoring the passage of the bill providing for inspection of beef on the hoof.



Referred to the committees on agricultural interests, public health and judiciary.

No. 475. By Mr. McCormick: Petition of 33 voters of Allegan county, on the same subject.

Same reference.

No. 476. By Mr. McCormick: Petition of W. H. Southwick and 10 others of Allegan county, on the same subject.

Same reference.

No. 477. By Mr. McCormick: Petition of 30 voters of Clyde, Allegan county, on the same subject.

Same reference.

No. 478. By Mr. Ranney: Petition of 40 citizens of Kalamazoo county, on the same subject.

Same reference.

#### REPORTS OF STANDING COMMITTEES.

By the committee on finance and appropriations:

The committee on finance and appropriations, to whom was referred House bill No. 159 (file No. 260), entitled

A bill making appropriations for the current expenses of the State Normal School for the years 1889 and 1890,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Chapman,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on finance and appropriations:

The committee on finance and appropriations to whom was referred

House bill No. 335, entitled

A bill making an appropriation for the Michigan pioneer and historical society for the years 1889 and 1890,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it do pass and ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on finance and appropriations:

The committee on finance and appropriations, to whom was referred

House bill No. 273 (file No. 152), entitled

A bill making appropriation for a chapel and amusement hall for the Michigan Asylum for the Insane,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompany-

ing amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Ranney,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on public health:

The committee on public health, to whom was referred

House joint resolution No. 12 (file No. 4), entitled

A joint resolution authorizing the State Board of Pharmacy to issue the certificate of a registered pharmacist to Bert M. Brown of Stevensville, Berrien county, and Alva W. Nichols, of Greenville, Montcalm county, Mich.,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

ALFRED MILNES, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Galbraith,

The bill was laid on the table.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report, as correctly enrolled, signed, and presented to the Governor, the following:

1. Senate bill No. 129 (file No. 89), entitled

A bill to provide for the purchase and distribution of a volume containing the general laws of this State, with a digest of court decisions thereon and to be known as volume three, Howell's annotated statutes.

2. Senate substitute for House bill No. 679 (file No. 256), entitled

A bill to amend act No. 334 of the local acts of 1887, entitled "An act to incorporate the village of East Jordan, Charlevoix county," approved February 7, 1887, by adding four new sections thereto to stand as sections 7, 8, 9 and 10 relative to water supply, and levying special taxes therefor.

C. G. GRIFFEY, *Acting Chairman*.

Report accepted.

By the committee on railroads:

The committee on railroads, to whom was referred

Senate bill No. 5, entitled

A bill to repeal act No. 118 of the public acts of 1887, entitled "An act to provide for the better protection of lives of passengers and employes on railroad trains."

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend sections 1 and 2 of act No. 118 of the session laws of 1887, entitled "An act to provide for the better protection of lives of passengers and employes on railroad trains,

Recommending that the substitute be printed for the use of the committee.

C. G. GRIFFEY, *Chairman*.

Report accepted.

The substitute was ordered printed for the use of the committee.

MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, {  
Lansing, May 3, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:  
House bill No. 248, entitled

A bill to amend sections 3 and 4 of an act entitled "An act relative to justices' courts in the city of Detroit," being act No. 280 of the public acts of 1883, as amended by act No. 272 of the public acts of 1885,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on judiciary.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, {  
Lansing, May 3, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 764 (file No. 335), entitled

A bill to amend act No. 307 of the local acts of 1885, entitled "An act to revise and amend the charter of the city of West Bay City, and to repeal all acts and parts of acts in conflict therewith," approved April 1, 1885, as amended by act No. 434 of the local acts of 1887, approved April 16, 1887, by amending sections 16, 17 and 43 of title V.; section 1 of title VI.; title XI. by adding four new sections thereto, to be numbered sections 19, 20, 21 and 22; section 16 of title XII. and adding six new sections to said title, to be numbered sections 18, 19, 20, 21, 22 and 23; title XIV. by adding a new section thereto, to be numbered section 14; sections 7 and 13 of title XVI., and section 3 of title XVIII. of said act.

Which has passed the House by a majority vote of all the members elect and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on cities and villages.

## MOTIONS AND RESOLUTIONS.

Mr. Palmer moved to take from the table House joint resolution No. 12 (file No. 4), entitled

Joint resolution authorizing the Board of Pharmacy to issue the certificate of a registered pharmacist to Bert M. Brown, of Stevensville, Berrien county, and to Alva W. Nichols, of Greenville, Montcalm county, Mich.

Which motion prevailed.

The rules were suspended, two-thirds of all the Senators present voting therefor, and the joint resolution was placed on its immediate passage.

The joint resolution was read a third time and pending the taking of the vote thereon,

Mr. Colgrove moved the previous question;

Which was demanded by a majority of the Senators.

The question being, shall the main question be now put,

The same was ordered.

The question then being on the passage of the joint resolution, the same was not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Griffey,	Mr. McCormick,	Mr. Toan,
Berry,	Grosfield,	Nagel,	Wesselius,
Colgrove,	Gurney,	Palmer,	Wisner,
Fox,	Harshaw,	Rentz,	President
			<i>pro tem.</i> , 16.

## NAYS.

Mr. Blackwell,	Mr. Galbraith,	Mr. Holbrook,	Mr. Ranney,
Chapman,	Giddings,	Milnes,	Taylor,
Den Herder,			

9.

Mr. Palmer moved to reconsider the vote by which the Senate refused to pass the bill.

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Palmer,

The bill was laid on the table.

Mr. Wesselius moved to take from the table

Senate bill No. 70 (file No. 44), entitled

A bill to amend section 1 of an act entitled "An act to authorize proceedings by garnishment in the circuit courts and the district court of the Upper Peninsula," approved March 16, 1861, as the same has been amended by the several acts amendatory thereof, the same being section 8058 of Howell's annotated statutes of the State of Michigan.

Which motion prevailed.

The question being on concurring in the amendments made by the House to the bill,

On motion of Mr. Wesselius,

The Senate concurred, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Gilmore,	Mr. Leavitt,	Mr. Rentz,
Berry,	Griffey,	McCormick,	Taylor,
Chapman,	Grosfield,	Milnes,	Toan,
Colgrove,	Gurney,	Nagel,	Wesselius,
Den Herder,	Harshaw,	Palmer,	Wisner,
Fox,	Holbrook,	Ranney,	President
Giddings,			<i>pro tem.</i> , 25

## NAYS.

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The bill was referred to the committee on engrossment and enrollment for enrollment.

Mr. Griffey moved to take from the table

Senate bill No. 151, entitled

A bill to provide for the maintenance of the House of Correction at Marquette,

Which motion prevailed.

On motion of Mr. Griffey,

The bill was referred to the committee on finance and appropriations.

Mr. Leavitt moved that the committee of the whole be discharged from the further consideration of

Senate bill No. 257 (file No. 142), entitled

A bill to establish a State road in Bay county and place the same under the control of the stone road commissioners of Bay county,

Which motion prevailed.

On motion of Mr. Leavitt,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Harshaw	Mr. Ranney,
Barringer,	Galbraith,	Holbrook,	Rentz,
Berry,	Giddings,	Leavitt,	Taylor,
Blackwell,	Gilmore,	McCormick,	Toan,
Chapman,	Griffey,	Milnes,	Wesselius,
Colgrove,	Grosfield,	Nagel,	Wisner,
Den Herder,	Gurney,	Palmer,	President
			<i>pro tem.</i> , 28

## NAYS.

0

Title agreed to.

On motion of Mr. Leavitt,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Mr. Wesselius moved to take from the table

House bill No. 52 (file No. 11), entitled

A bill to authorize the formation of corporations for acquiring and selling real estate, and for the erection of buildings thereon;

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Wesselius,

The bill was referred to the committee on judiciary.

Mr. Holbrook moved to take from the table

Senate bill No. 259, entitled

A bill to amend sections 5 and 6 of act No. 198 of the session laws of 1877, being an act entitled "An act to provide for a tax upon dogs, and to create a fund for the payment of certain damages for sheep killed or wounded by them in certain cases," approved May 23, 1877, as amended by act no 283 of the public acts of 1881, approved June 11, 1881, and to add four new sections thereto, to stand as sections 11, 12, 13 and 14.

Which motion prevailed.

On motion of Mr. Holbrook,

The bill was referred to the committee on judiciary.

Mr. Blackwell moved to take from the table

Senate bill No. 358, entitled

A bill to amend sections 1 and 2 of act No. 53, session laws of 1877, and to provide for holding teachers' institutes.

Which motion prevailed.

On motion of Mr. Blackwell,

The bill was referred to the committee on State affairs.

### THIRD READING OF BILLS.

Senate bill No. 213 (file No. 121), entitled

A bill to amend section 1 of act No. 553 of the local acts of 1887, entitled "An act to legalize certain drain taxes in the township of Ganges and county of Allegan, and to authorize the supervisor of said township to respread the same, approved June 27, 1887."

The bill was read a third time, and pending the taking of the vote thereon,

On motion of Mr. Wesselius,

The bill was recommitted to the committee on judiciary.

Senate bill No. 237 (file No. 153), entitled

A bill to establish a State road in the townships of Monitor, Kawkawlin and Beaver, in the county of Bay.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

### YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Holbrook,	Mr. Ranney,
Berry,	Gilmore,	Leavitt,	Rentz,
Blackwell,	Griffey,	McCormick,	Taylor,
Chapman,	Grosfield,	Milnes,	Toan,
Den Herder,	Gurney,	Nagel,	Wisner
Fox,	Harshaw,	Palmer,	President

*pro tem,* 24

0

### NAYS.

Title agreed to.

On motion of Mr. Leavitt,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 26 (file No. 112), entitled

A bill to define and punish the offense of embezzlement by special administrators,

Pending third reading of which;

On motion of Mr. Palmer,

The bill was laid on the table.

#### GENERAL ORDER.

On motion of Mr. Chapman,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Galbraith to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

#### I.

The committee of the whole have had under consideration the following:

Senate bill No. 171 (file No. 131), entitled

A bill to amend section 2 of act No. 278 of the session laws of 1887, approved June 28, 1887, entitled "An act to provide for the ascertaining, adjudicating and determining who are or were the legal heirs, minor heirs or legal representatives of certain deceased persons, and entitled to the lands of which the said deceased died seized, and to repeal act No. 53 of the laws of Michigan of the year 1867," approved March 13, 1867, being compiler's sections 4398, 4399 and 4400 of the compiled laws of 1871, as amended by act No. 49 of the public acts of 1883, approved April 26, 1883, the same being sections 5990, 5991 and 5992 of Howell's annotated statutes, relative to proceedings to ascertain and determine the heirs of deceased persons.

Senate bill No. 273 (file No. 152), entitled

A bill making appropriation for a chapel and amusement hall for the Michigan Asylum for the Insane.

Senate bill No. 417 (file No. 135), entitled

A bill relating to the record of deeds and other instruments affecting the title to real estate and the effect thereof in certain cases.

House bill No. 59 (file No. 33), entitled

A bill for the consolidation of an ecclesiastical society with its church.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

#### II.

The committee of the whole have also had under consideration the following:

Senate bill No. 323 (file No. 132), entitled

A bill to amend section 1, act No. 137 of the statute laws of 1867, entitled "An act in relation to commercial paper," approved March 27, 1867, being compiler's section 1586 of Howell's annotated statutes.

Senate bill No. 126 (file No. 141), entitled

A bill to amend section 9 of article 2 of act No. 198 of the public acts of 1873, being an act entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroads and other corporations

owning or operating any railroad in this State," as amended by act No. 177 of the public acts of 1877, and act No. 116 of the public acts of 1883,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

F. B. GALBRAITH, *Chairman*.

Report accepted.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Galbraith,

The Senate concurred in the amendments made to the second named bills, and the same were placed on the order of third reading of bills.

The Senate resumed the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Milnes moved that when the Senate adjourn today it stand adjourned until tomorrow morning at 8:30 o'clock.

Which motion prevailed.

Mr. Ranney moved that on and after Tuesday next the Senate hold two sessions each day, at 10 o'clock A. M., and 2 o'clock P. M.

Which motion did not prevail.

On motion of Mr. Gilmore,

The rules were suspended, two-thirds of all the Senators present voting therefor, and

Senate bill No. 126 (file No. 141), entitled

A bill to amend section nine (9) of article two of act number 198 of the public acts of 1873, being an act entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," as amended by act number 177 of the public acts of 1877, and act number 116 of the public acts of 1883,

Was placed on its immediate passage.

The bill was then read a third time and passed, a majority of the Senators elect voting therefor by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Holbrook,	Mr. Rentz,
Berry,	Giddings,	Leavitt,	Taylor,
Blackwell,	Gilmore,	Milnes,	Toan,
Chapman,	Griffey,	Nagel,	Wesselius,
Colgrove,	Grosfield,	Palmer,	Wisner,
Den Herder,	Gurney,	Ranney,	President
Fox,			<i>pro tem.</i> , 25

#### NAYS.

Mr. Harshaw,

1

Title agreed to.

On motion of Mr. Gilmore,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.



On motion of Mr. Ranney,

The rules were suspended, two-thirds of all the Senators present voting therefor, and

House bill No. 273, (file No. 152), entitled,

A bill making appropriation for a chapel and amusement hall for the Michigan Asylum for the Insane,

Was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Leavitt,	Mr. Rentz,
Blackwell,	Gilmore,	McCormick,	Taylor,
Chapman,	Griffey,	Milnes,	Toan,
Colgrove,	Grosfield,	Nagel,	Wesselius,
Den Herder,	Gurney,	Palmer,	Wisner,
Fox,	Harshaw,	Ranney,	President
Galbraith,	Holbrook,		<i>pro tem.</i> , 26

#### NAYS.

0

Title agreed to.

On motion of Mr. Ranney,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

Senate bill No. 70 (file No. 44), entitled

A bill to amend section 1 of an act entitled "An act to authorize proceedings by garnishment in the circuit courts and the district court of the Upper Peninsula," approved March 16, 1861, as the same has been amended by the several acts amendatory thereof, the same being section 8058 of Howell's annotated statutes of the State of Michigan.

That said bill was reported on April 10th last as correctly enrolled, signed and presented to the Governor," that having been re-referred to this committee, the committee on engrossment and enrollment have again compared the original with the engrossed and enrolled copy thereof then presented to the Governor, and find that the only change made in said original was the striking out the word "circuit," and the said original bill has been correctly enrolled as amended and again presented to the Governor.

JAS. W. McCORMICK, *Chairman.*

Report accepted.

The Senate resumed the order of

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, {  
Lansing, May 3, 1889. }

To the President of the Senate:

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 283, entitled

A bill to provide for one additional judge in the judicial circuit in which the county of Saginaw is or may be situated, being now the 10th judicial circuit.

And to inform the Senate that the House has amended the bill by striking out all of section 2 and inserting the following to stand as section 2.

SEC. 2. At the general spring election to be held in the year 1893 and at the general spring election every sixth year thereafter an additional circuit judge shall be elected to hold his office for six years from and after Jan. 1 after his election. The additional office of circuit judge erected by this act shall be deemed vacant from and after the day when this act shall take effect, and such vacancy shall be filled by appointment of the Governor. The judge so appointed shall enter upon the discharge of his duties immediately upon his appointment and qualification.

The term of the judge so appointed shall end December 31, 1893. Subsequent vacancies in such office shall be filled as provided by law for filling vacancies in the office of circuit judge.

In the passage of which as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The question being on concurring in the amendments made by the House to the bill,

On motion of Mr. Wisner,

The Senate concurred, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Gilmore,	Mr. Holbrook,	Mr. Rentz,
Blackwell,	Griffey,	Leavitt,	Toan,
Colgrove,	Grosfield,	McCormick,	Wesselius,
Den Herder,	Gurney,	Palmer,	Wisner,
Fox,	Harshaw,	Ranney,	President
Giddings,			<i>pro tem.</i> , 21

#### NAYS.

Mr. Galbraith, 1

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 3, 1889. }

*To the President of the Senate :*

SIR—I am instructed by the House to transmit the following concurrent resolution:

*Resolved*, By the House of Representatives (the Senate concurring), that the sum of four hundred seventy-three and fifty-six hundredths dollars (\$473.56) be and the same is hereby appropriated to be paid out of the gen-

eral fund from moneys not appropriated for any other purpose. The same to be paid by the State treasurer upon the warrant of the auditor general, for the purchase of 500 copies of "Michigan Biographies" for the use of public libraries in graded school districts in the State of Michigan.

*And be it further resolved,* That the said 500 copies of "Michigan Biographies" now printed, be distributed to the libraries of graded school districts in the State by the members of the House and Senate, in such manner as may be agreed upon by a joint committee, consisting of three members from each body.

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The concurrent resolution was referred to the committee on finance and appropriations.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 3, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill: House bill No. 184 (file No. 68), entitled

A bill to amend act No. 154 of the session laws of 1879, entitled, "An act relative to the salaries of county officers," approved February 27, 1879, being section 508 of Howell's annotated statutes,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on judiciary.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 3, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill: House bill No. 416 (file No. 331), entitled

A bill to authorize cities and villages to control, vacate or alter State roads within their corporate limits,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 3, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 178 (file No. 120), entitled

A bill to provide for an additional circuit judge for the 17th judicial circuit and to define his powers and duties.

And to inform the Senate that the House has amended the bill by adding two new sections thereto to stand as sections 5 and 6, reading as follows:

Sec. 5. The Governor shall, on the recommendation of the judges of said court, appoint a stenographer to attend upon proceedings before the judge created by this act, and his successors in office, who shall perform like duties as the present stenographer of said court, and who shall receive the same compensation to be paid in like manner as is paid to the present stenographer of said court.

Sec. 6. Before entering upon the duties of his office, such stenographer shall take and subscribe the official oath prescribed by the constitution, which shall be administered by the presiding judge, and shall be filed in the office of the county clerk of the county of Kent,

In the passage of which as thus amended the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The question being on concurring in the amendments made by the House to the bill,

On motion of Mr. Wesselius,

The Senate concurred, a majority of all the Senators elect voting therefor by yeas and nays as follows:

#### YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Leavitt,	Mr. Taylor,
Blackwell,	Griffey,	Milnes,	Toan,
Chapman,	Grosfield,	Nagel,	Wesselius,
Colgrove,	Gurney,	Palmer,	Wisner,
Den Herder,	Harshaw,	Ranney,	President
Fox,	Holbrook,	Rentz,	<i>pro tem., 23</i>

#### NAYS.

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The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, May 3, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to the Senate the following bill:  
 Senate bill No. 92 (file No. 30), entitled

A bill to amend section 5700 of Howell's annotated statutes, being section 4242 of the compiled laws of 1871, relative to the recording of conveyances of real estate.

And to inform the Senate that the House has adopted a substitute therefor, printed as

House substitute for Senate bill No. 92 (file No. 284), entitled

A bill to amend section 5700 of Howells annotated statutes, being section 4242 of the compiled laws of 1871, relative to the recording of conveyances of real estate.

In the passage of which, as thus substituted, the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The substitute was read a first and second time by its title, and referred to the committee on judiciary.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, May 3, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 96 (file No. 98), entitled

A bill to amend section 626 of Howell's annotated statutes of Michigan, as amended by section one of Act No. 117, of the public acts of 1887, approved May 3, 1887, relative to the application, appointment and qualification of notaries public,

And to inform the Senate that the House has amended the bill as follows:

By inserting in line 6 of section 1 after the word "application" the words "stating the age of the applicant."

In the passage of which as thus amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The question being on concurring in the amendments made by the House to the bill,

On motion of Mr. Colgrove,

The Senate concurred, a majority of all the Senators elect, voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Babcock,  
 Blackwell,

Mr. Giddings,  
 Griffey,

Mr. Leavitt,  
 McCormick,

Mr. Taylor,  
 Wesselius,

Mr. Colgrove, Den Herder, Fox, Galbraith,	Mr. Grosfield, Gurney, Harshaw, Holbrook,	Mr. Milnes, Nagel, Palmer, Ranney,	Mr. Wisner, President <i>pro tem.</i> ,	22
NAYS.				0

On motion of Mr. Milnes,  
By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following :

HOUSE OF REPRESENTATIVES, }  
Lansing, May 3, 1889. }

*To the President of the Senate :*

Sir—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 479 (file No. 276), entitled

A bill to amend section 9 of chapter 10 of act No. 326 of the session laws of 1883, entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883.

2. House bill No. 112 (file No. 253), entitled

A bill making appropriations for the Michigan School for the Deaf for the years 1889 and 1890.

3. House bill No. 357 (file No. 277), entitled

A bill to amend section 7 of act No. 243 of the public acts of the year 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement and maintenance of highways and private roads, and the building, repairing and preservation of bridges within the State," by adding four new sections thereto, to stand as sections 10, 11, 12 and 13 of said chapter,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The second named bill was read a first and second time by its title, and referred to the committee on institution for the deaf and dumb.

The third named bill was read a first and second time by its title, and referred to the committee on roads and bridges.

Mr. Wesselius moved that the Senate adjourn.

Which motion did not prevail.

On motion of Mr. Leavitt,

Leave of absence was granted to Mr. Berry until Wednesday next.

Mr. Chapman moved that the Senate resolve itself into committee of the whole on the general order,

Which motion did not prevail.

Mr. Colgrove moved to reconsider the vote by which the Senate adopted the resolution that when the Senate adjourn to-day it stand adjourned until to-morrow morning at 8:30 o'clock.

Which motion prevailed.

The question then being on the adoption of the resolution,

Mr. Babcock called for the yeas and nays.

The resolution was then not adopted, by yeas and nays as follows:

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. McCormick,	Mr. Taylor.	
Blackwell,	Giddings,	Milnes,	President	
Chapman,	Holbrook,	Ranney,	<i>pro tem.</i> ,	
Den Herder,	Leavitt,			13

#### NAYS

Mr. Colgrove,	Mr. Grosfield,	Mr. Nagel,	Mr. Toan,	
Galbraith,	Gurney,	Palmer,	Wesselius,	
Gilmore,	Harshaw,	Rentz,	Wisner,	
Griffey,				13

Mr. Fox moved that the Senate adjourn;

Which motion did not prevail.

Mr. Colgrove moved that when the Senate adjourn to-day it stand adjourned until Monday next at 9 o'clock P. M.

Pending which

Mr. Chapman moved to amend by striking out "Monday next at 9 o'clock P. M.," and inserting in lieu thereof, the words "tomorrow morning at 9 o'clock."

On which

Mr. Chapman called for the yeas and nays.

The amendment was then not agreed to, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. McCormick,	Mr. Taylor,	
Blackwell,	Giddings,	Milnes,	President	
Chapman,	Holbrook,	Ranney,	<i>pro tem.</i>	
Den Herder,	Leavitt,			13

#### NAYS.

Mr. Colgrove,	Mr. Grosfield,	Mr. Nagel,	Mr. Toan,	
Galbraith,	Gurney,	Palmer,	Wesselius,	
Gilmore,	Harshaw,	Rentz,	Wisner,	
Griffey,				13

Mr. Galbraith moved to amend by striking out "9" and inserting "2" in lieu thereof,

On which,

Mr. Blackwell called for the yeas and nays.

The amendment was then not agreed to, by yeas and nays as follows:

## YEAS.

Mr. Colgrove, Galbraith, Gilmore, Griffey,	Mr. Harshaw, Holbrook, Nagel,	Mr. Palmer, Ranney, Rentz,	Mr. Wesselius, Wisner, President <i>pro tem.</i> , 13
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## NAYS.

Mr. Babcock, Blackwell, Chapman, Den Herder,	Mr. Fox, Giddings, Grosfield,	Mr. Gurney, Leavitt, McCormick,	Mr. Milnes, Taylor, Toan, 13
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Mr. Milnes moved that the Senate adjourn.

Which motion did not prevail.

The question then being on the motion that when the Senate adjourn to-day it stand adjourned until Monday next at 9 o'clock P. M.,

Mr. Chapman called for the yeas and nays.

The motion then prevailed by yeas and nays as follows :

## YEAS.

Mr. Colgrove, Den Herder, Galbraith, Gilmore,	Mr. Griffey, Grosfield, Gurney, Harshaw,	Mr. Nagel, Palmer, Ranney, Rentz,	Mr. Toan, Wesselius, Wisner, 15
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## NAYS.

Mr. Babcock, Blackwell, Chapman,	Mr. Fox, Giddings, Holbrook,	Mr. Leavitt, McCormick, Milnes,	Mr. Taylor, President <i>pro tem.</i> , 11
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On motion of Mr. McCormick,  
The Senate adjourned.

The President *pro tem.* announced that the Senate would stand adjourned until Monday next at 9 o'clock P. M.

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*Lansing, Thursday, May 6, 1889.*

The Senate met and was called to order by the President *pro tem.*, at 9 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Barringer, Blackwell, Giddings, Gorman, Green, Rentz, Colgrove, Gilmore and Gurney.

On motion of Mr. Griffey,

Leave of absence was granted to all absentees for the day.



## REPORTS OF STANDING COMMITTEES.

By the committee on asylums for the insane:

The committee on asylums for the Insane, to whom was referred Senate bill No. 76, entitled

A bill to amend revise and consolidate the laws organizing asylums for the insane and regulating the care and management thereof, and of the inmates therein, and to repeal act 164, laws of 1859, also act 194, laws of 1837, also act 91, laws of 1873 and acts amendatory thereto, also act 172, laws of 1873.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend section 22 of act No. 135 of the public acts of 1885, entitled "An act to amend, revise and consolidate the laws organizing asylums for the insane and regulating the care and management thereof, and of the inmates therein, and to repeal act 164, laws of 1859, also act 194, laws of 1877, also act 91, laws of 1873 and acts amendatory thereto, also act 172, laws of 1873, approved June 3, 1885.

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

ROSWELL LEAVITT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Leavitt,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

## MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE, }  
Lansing, May 3, 1889. }

*To the Senate :*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate joint resolution No. 14 (file No. 1), being

An act making an appropriation to suitably dedicate the Michigan monuments at Gettysburg.

C. G. LUCE.

*Governor.*

The message was laid on the table.

The President *pro tem.* also announced the following:

EXECUTIVE OFFICE, }  
Lansing, May 4, 1889. }

*To the Senate :*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 70 (file No. 44), being

An act to amend section 1 of an act entitled "An act to authorize proceed-

ings by garnishment in the circuit courts and the district courts of the Upper Peninsula," approved March 16, 1861, as the same has been amended by the several acts amendatory thereof, the same being section 8058 of Howell's annotated statutes of the State of Michigan.

Also:

Senate substitute for House bill No. 679 (file No. 256), being

An act to amend act No. 334 of the local acts of 1887, entitled "An act to incorporate the village of East Jordan, Charlevoix county," approved February 7, 1887, by adding four new sections thereto to stand as sections 7, 8, 9, and 10 relative to water supply, and levying special taxes therefor.

C. G. LUCE, *Governor*.

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President *pro tem*. also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 3, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 287 (file No. 109), entitled

A bill to amend the charter of the city of Coldwater, by adding 6 sections thereto, to stand as sections 61, 62, 63, 64, 65 and 66, to enable the city of Coldwater to construct a system of water-works, to bond the city therefor, and to appropriate private property, if necessary, for that purpose.

And to inform the Senate that the House has amended section one of the bill so as to read as follows:

SECTION 1. *The People of the State of Michigan enact*, That act No. 250 of the session laws of 1873, entitled an act to revise the charter of the city of Coldwater, being amendatory of an act entitled "An act to incorporate the city of Coldwater," approved February 28, 1861, as amended by the several acts amendatory thereof, approved April 17, 1873, be, and the same is hereby amended by adding six new sections thereto to stand as sections 61, 62, 63, 64, 65 and 66 of said act, said sections to read as follows:

And further to inform the Senate that the House has amended the title of the bill so as to read as follows:

A bill to amend act No. 250 of the session laws of 1873 entitled an act to revise the charter of the city of Coldwater, being amendatory of an act entitled an act to incorporate the city of Coldwater, approved February 28, 1861, as amended by the several acts amendatory thereof, approved April 17, 1873, by adding six new sections thereto to stand as sections 61, 62, 63, 64, 65 and 66 of said act.

In the passage of which as thus amended, and with the title so amended, the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The question being on concurring in the amendments made by the House to the bill,

On motion of Mr. Milnes,  
The Senate concurred, a majority of all the Senators elect voting therefor,  
by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Griffey,	Mr. McCormick,	Mr. Taylor,
Chapman,	Grosfield,	Milnes,	Toan,
Den Herder,	Harshaw,	Nagel,	Wisner,
Fox,	Holbrook.	Palmer,	President
Galbraith,	Leavitt,	Ranney,	<i>pro tem.</i> , 19

## NAYS.

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The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, May 4, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:  
Senate bill No. 257 (file No. 142), entitled

A bill to establish a State road in Bay county and place the same under the control of the stone road commissioners of Bay county.

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, May 3, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bills:

1. Senate bill No. 207 (file No. 52), entitled

A bill to provide for an appropriation for the preparation, publication and distribution of the proceedings of the annual meetings of the Michigan superintendents of the poor for the years 1889 and '90.

2. Senate bill No. 13 (file No. 76), entitled

A bill to amend section 11 of chapter 239 of the compiled laws of 1871, as amended by act number 189 of the laws of 1873, approved April 29, 1873, as amended by act number 50 of the session laws of 1877, being section 7443 of the compiled laws of 1871, as amended by act number 115 of the session laws of 1881, approved May 5, 1881, being section 11 of chapter 313 and compiler's section 9017 of Howell's annotated statutes, relative to "fees of sheriffs in executing process issued out of the courts of law and equity and by judicial and other officers and for other services."

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bills were referred to the committee on engrossment and enrollment for enrollment.

### THIRD READING OF BILLS.

Senate bill No. 171 (file No. 131), entitled

A bill to amend section 2 of act No. 278 of the session laws of 1887, approved June 28, 1887, entitled "An act to provide for the ascertaining, adjudicating and determining who are or were the legal heirs, minor heirs or legal representatives of certain deceased persons, and entitled to the lands of which the said deceased died seized, and to repeal act No. 53 of the laws of Michigan of the year 1867," approved March 13, 1867, being compiler's sections 4398, 4399 and 4400 of the compiled laws of 1871, as amended by act No. 49 of the public acts of 1883, approved April 26, 1883, the same being sections 5990, 5991 and 5992 of Howell's annotated statutes, relative to proceedings to ascertain and determine the heirs of deceased persons.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Babcock,	Mr. Griffey,	Mr. McCormick,	Mr. Taylor,
Chapman,	Grosfield,	Milnes,	Toan,
Den Herder,	Harshaw,	Nagel,	Wisner
Fox,	Holbrook,	Palmer,	President
Galbraith,	Leavitt,	Ranney,	<i>pro tem</i> , 19

#### NAYS.

0

Title agreed to.

Senate bill No. 417 (file No. 135), entitled

A bill relating to the record of deeds and other instruments affecting the title to real estate and the effect thereof in certain cases.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Griffey,	Mr. McCormick,	Mr. Taylor,
Chapman,	Grosfield,	Milnes,	Toan,
Den Herder,	Harshaw,	Nagle,	Wisner,
Fox,	Holbrook,	Palmer,	President
Galbraith,	Leavitt,	Ranney,	<i>pro tem</i> , 19

#### NAYS.

0

Title agreed to.

House bill No. 59 (file No. 33), entitled

A bill for the consolidation of an ecclesiastical society with its church,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Griffey,	Mr. McCormick.	Mr. Taylor,
Chapman,	Grosfield,	Milnes,	Toan,
DenHerder,	Harshaw,	Nagel,	Wisner,
Fox,	Holbrook,	Palmer,	President
Galbraith,	Leavitt,	Ranney,	<i>pro tem.</i> , 19

## NAYS.

0

The question being on agreeing to the title,  
Mr. DenHerder moved to amend the title as follows:

By inserting after the words "for the consolidation," the words "in Congregational churches."

The motion prevailed.

The title as amended was then agreed to.

Senate bill No. 323 (file No. 132), entitled

A bill to amend section 1, act No. 137 of the statute laws of 1867, entitled "An act in relation to commercial paper," approved March 27, 1867, being compiler's section 1586 of Howell's annotated statutes.

Was read a third time, and pending the taking of the vote thereon,

On motion of Mr. Palmer,

The bill was laid on the table.

On motion of Mr. McCormick,

The Senate adjourned.

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*Lansing, Tuesday May 7, 1889.*

The Senate met and was called to order by the President *pro tem.* at 2 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Dunstan, Gilmore and Gurney.

On motion of Mr. Griffey,

Leave of absence was granted to Mr. Dunstan for the day.

On motion of Mr. Wesselius,

Leave of absence was granted to Messrs. Gilmore and Gurney for the day.

On motion of Mr. Blackwell,

By a vote of two-thirds of all the Senators elect,

Senate bill No. 171 (file No. 131), entitled

A bill to amend section 2 of act No. 278 of the session laws of 1887, approved June 28, 1887, entitled "An act to provide for the ascertaining, adjudicating and determining who are or were the legal heirs, minor heirs or legal representatives of certain deceased persons and entitled to the lands of which the said deceased died seized, and to repeal act No. 53 of the laws of Michigan of the year 1867, approved March 13, 1867, being compiler's sec-

tions 4398, 4399 and 4400 of the compiled laws of 1871, as amended by act No. 49 of the public acts of 1883, approved April 26, 1883, the same being sections 5990, 5991 and 5992 of Howell's annotated statutes, relative to the proceedings to ascertain and determine the heirs of deceased persons."

Was ordered to take immediate effect.

On motion of Mr. Blackwell,

By a vote of two-thirds of all the Senators elect,  
Senate bill No. 417 (file No. 185), entitled

A bill relating to the record of deeds and other instruments affecting the title to real estate and the effect thereof in certain cases,

Was ordered to take immediate effect.

The President *pro tem.* announced that the time had arrived for the

#### SPECIAL ORDER,

Being the consideration of

House bill No. 301 (file No. 228), entitled

A bill to empower the common council of the city of Detroit to borrow money for the purpose of improving the boulevard.

On motion of Mr. Holbrook,

'The special order was postponed for thirty minutes.

#### REPORTS OF STANDING COMMITTEES.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

Senate bill No. 200, entitled

A bill to amend section 7, of chapter 29 of the statutes of Michigan as compiled by Andrew Howell by adding six new sections thereto to be known as sections 10, 11, 12, 13, 14 and 15,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

ROSWELL LEAVITT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Leavitt,

The bill was laid on the table.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 258, entitled

A bill to amend section 16 of title 6 of an act entitled "An act to revise the charter of the city of Lansing," approved March 16, 1875,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to amend section 2 of title 4 and section 16 of title 5 of act No. 282 of the local acts of 1875, entitled "An act to revise the charter of the city of Lansing," approved March 25, 1875.

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Holbrook,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

On motion of Mr. Holbrook,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Barringer,	Mr. Galbraith,	Mr. Leavitt,	Mr. Taylor,
Berry,	Giddings,	McCormick,	Toan,
Blackwell,	Green,	Milnes,	Wesselius,
Chapman,	Griffey,	Nagel,	Wisner,
Colgrove,	Grosfield,	Palmer,	President
Den Herder,	Harshaw,	Ranney,	<i>pro tem.</i> , 26
Fox,	Holbrook,	Rentz,	

#### NAYS.

0

Title agreed to.

On motion of Mr. Holbrook,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on finance and appropriations:

The committee on finance and appropriations, to whom was referred

House bill No. 149 (file No. 254), entitled

A bill to provide for an appropriation for the relief of sufferers from the hail storm and tornado of July 23, 1888, residing in the townships of Greenwood, Brockway and Grant, in St. Clair county, and the townships of Speaker and Fremont in Sanilac county, Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it not do pass, and ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Chapman,

The bill was laid on the table.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor the following:

1. Senate bill No. 96 (file No. 98), entitled

A bill to amend section 626 of Howell's annotated statutes of Michigan, as amended by section 1 of act No. 117 of the public acts of 1887, approved May 3, 1887, relative to the application, appointment and qualification of notaries public.

## 2. Senate bill No. 283, entitled

A bill to provide for one additional judge in the judicial circuit in which the county of Saginaw is or may be situated, being now the tenth judicial circuit.

JAS. W. McCORMICK, *Chairman.*

Report accepted.

By unanimous consent:

Mr. Wesselius moved that the committee of the whole be discharged from the further consideration of

Senate bill No. 137 (file No. 108), entitled

A bill to authorize the township board of the township of Grand Rapids, in the county of Kent, to establish and maintain a fire district within the limits of section 29 of said township, and to provide fire protection within the same.

Which motion prevailed.

On motion of Mr. Wesselius,

The bill was placed on the order of third reading of bills.

## MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, {  
Lansing, May 7, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:  
House bill No. 495, entitled

A bill to authorize the village of Reed City in the county of Osceola to raise money to make public improvements in said village,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, {  
Lansing, May 7, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 798 (file No. 328), entitled

A bill to provide for the punishment of crimes in certain cases.

2. House bill No. 110 (file No. 278), entitled

A bill to protect fish and to regulate fishing in the waters of this State, by providing close seasons for certain kinds of fish, by prohibiting the catching of fish in certain specified ways, by prohibiting the catching of fish of certain sizes and in certain waters and for certain purposes, by prohibiting the ob-



struction of the free passage of fish, and by prohibiting the sale of certain kinds of fish; to protect persons engaged in fish culture, and to repeal inconsistent acts.

Which have passed by the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on fisheries.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, {  
*Lansing, May 7, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bills:

1. Senate bill No. 209 (file No. 96), entitled

A bill to amend sections six and seven of act number 206 of the session laws of 1881, approved June 2, 1881, and being consecutive sections 417 and 418 of Howell's annotated statutes, relative to State institutions and regulations relating thereto.

2. Senate bill No. 261, entitled

A bill authorizing the Alma Burial Ground Association to convey the real estate held by them to the village of Alma.

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bills were referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem* also announced the following:

HOUSE OF REPRESENTATIVES, {  
*Lansing, May 7, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to respectfully request the return of the following bill:

Senate bill No. 178 (file No. 120), entitled

A bill to provide for an additional circuit judge for the seventeenth judicial circuit, and to define his powers and duties.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

On motion of Mr. Wesselius,

The committee on engrossment and enrollment were requested to return to the Senate the above named bill.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment, to whom was referred Senate bill No. 178 (file No. 120), entitled

A bill to provide for an additional circuit judge for the 17th judicial circuit, and to define his powers and duties,

Respectfully report the same back to the Senate, pursuant to the request of the Senate.

JAS. W. McCORMICK, *Chairman.*

Report accepted.

Mr. Wesselius moved to reconsider the vote by which the Senate passed the bill,

Which motion prevailed.

The question being on the passage of the bill,

On motion of Mr. Wesselius,

The bill was ordered returned to the House, pursuant to the request of the House.

The President *pro tem.* also announced the following :

HOUSE OF REPRESENTATIVES, }  
Lansing, May 7, 1889. }

*To the President of the Senate :*

Sir—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 569 (file No. 286), entitled

A bill to amend section 6 of act No. 152 of the session laws of 1885, entitled "An act to authorize the establishment of a home for disabled soldiers, sailors and marines in the State of Michigan," approved June 5, 1885.

2. House bill No. 719 (file No. 288), entitled

A bill to authorize the village of Laingsburg, Shiawassee county, to raise money to make public improvements in said village, to issue bonds therefor, and to provide for the levy of taxes therein to pay the same,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on military affairs.

The second named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 7, 1889. }

*To the President of the Senate :*

SIR—I am instructed by the House to return to the Senate the following bills:

1. Senate bill No. 327 (file No. 90), entitled

A bill to amend sections 3 and 7 of act No. 37 of the public acts of 1883, entitled "An act to incorporate the Grand Army of the Republic, department of Michigan, and subordinate posts of the Grand Army of the Republic,"

approved April 21, 1883, as amended by act No. 155 of the public acts of 1887, approved June 7, 1887.

2. Senate bill No. 328 (file No. 91), entitled

A bill to authorize the leasing of public buildings and parts thereof in this State to grand army posts at a nominal rent.

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bills were referred to the committee on engrossment and enrollment for enrollment.

The Senate took up the order of

#### PRESENTATION OF PETITIONS.

No. 479. By Mr. Rentz: Remonstrance against the boulevard bills—1,000 names.

Referred to the committee on labor interests.

No. 480. By Mr. Den Herder: Remonstrance of J. J. Howden and other citizens of Muskegon against the passage of a local option law.

On motion of Mr. Den Herder,

The remonstrance was read at length, and spread at large on the journal, as follows:

*To the Senate of the State of Michigan:*

The undersigned citizens of Muskegon county would respectfully state that in our opinion the general intents of society are loyally dependent upon the observance by all classes of people of the laws of the State, that the value of a law does not depend so much upon its particular stringency, as it does upon the ease and certainty with which it will be enforced.

It is also our opinion that a law, that is subject to repeated changes is not so easily and successfully enforced as if its provisions were permanent.

We are further of the opinion that the law of this State regulating the sale of intoxicating liquors is the best and most efficient that can be enforced at the present time, and until the friends of temperance learn the necessity of the enforcement of whatever law there may be on the subject.

Entertaining these views we are opposed to the so-called local option measures, and in fact to prohibition in any form.

We would therefore respectfully remonstrate against the passage of any law providing for prohibition or local option measures. And your petitioners would ever pray, etc.

Muskegon, Mich., Feb. 9, 1889.

Referred to the committee on liquor traffic.

No. 481. By Mr. Nagel: Petition of R. E. Frazer, Guy F. Hinchman, Isaac Marston and other taxpaying citizens of Detroit, favoring the passage of the so-called "boulevard" bill.

Referred to committee on labor interests.

The President *pro tem.* announced that the time had arrived for the

## SPECIAL ORDER.

Being the consideration of

House bill No. 301 (file No. 228), entitled

A bill to empower the common council of the city of Detroit to borrow money for the purpose of improving the boulevard.

On motion of Mr. Chapman,

The Senate went into committee of the whole on the special order, whereupon,

The President called Mr. Colgrove to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

House bill No. 301 (file No. 228), entitled

A bill to empower the common council of the city of Detroit to borrow money for the purpose of improving the boulevard.

Together with the Senate amendments proposed thereto.

Have directed their chairman to report the same back to the Senate, with the recommendation that the proposed amendments be non-concurred in and that the bill, without amendment, do pass.

P. T. COLGROVE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Colgrove,

The Senate concurred in the recommendation of the committee regarding the above named bill, and the same, without amendment, was placed on the order of third reading of bills, a majority of the Senators voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Grosfield,	Mr. Taylor,
Barringer,	Giddings,	Leavitt,	Toan,
Blackwell,	Green,	Palmer,	President
Colgrove,	Griffey,	Ranney,	<i>pro tem.</i> 15

## NAYS.

Mr. Berry,	Mr. Gorman,	Mr. McCormick,	Mr. Rentz,
Chapman,	Harshaw,	Milnes,	Wesselius,
Den Herder,	Holbrook,	Nagle,	Wisner, 12

On motion of Mr. Colgrove,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

Mr. Holbrook moved that there be a call of the Senate.

Which motion prevailed.

## PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary, and no Senators were reported absent without leave.

All further proceedings under the call were dispensed with.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Nagel, by unanimous consent, moved to amend the bill as follows:

By adding at the end of section 1 the following: "*Provided*, That of the amount hereby authorized to be raised for the improvement of the said boulevard there shall not be expended in any one year a sum exceeding one hundred thousand dollars."

Which motion did not prevail.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Harshaw,	Mr. Ranney,
Barringer,	Giddings,	Holbrook,	Taylor,
Blackwell,	Gorman,	Leavitt,	Toan,
Colgrove,	Green,	McCormick,	Wisner,
Den Herder,	Griffey,	Nagel,	President
Fox,	Grosfield,	Palmer,	<i>pro tem.</i> , 23

## NAYS.

Mr. Berry,	Mr. Milnes,	Mr. Rentz,	Mr. Wesselius,
Chapman,			5

Title agreed to.

On motion of Mr. Giddings,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The Senate resumed the order of

## REPORTS OF STANDING COMMITTEES.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

House bill No. 174 (file No. 107), entitled

A bill to amend section 1 of chapter 7 of act No. 243, of the public acts of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement and maintenance of highways and private roads, and the building, repairing and preservation of bridges within this State," being section 1379 of Howell's annotated statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ROSSELL LEAVITT, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By unanimous consent:

Mr. Gorman moved to take from the table  
House bill No. 584 (file No. 251), entitled

A bill to prohibit the manufacturing, selling or keeping for sale, or giving away of any cigarettes, or any imitation thereof, composed in whole or in part of tobacco, or any substance in the form of the cigarette containing narcotic elements, or any paper known as rice paper, or any kind of paper made or designed for the wrapper of the cigarette.

Which motion prevailed.

The bill was read a third time, and pending the taking of the vote thereon, Mr. Gorman moved that there be a call of the Senate,

Which motion prevailed.

#### PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary, and the following senators were reported absent without leave: Messrs. Barringer, Colgrove and Giddings.

On motion of Mr. Gorman,

The Sergeant-at-Arms was dispatched after the absentees.

The Sergeant-at-Arms announced Mr. Colgrove at the bar of the Senate.

On motion of Mr. Chapman,

Mr. Colgrove was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Barringer at the bar of the Senate.

On motion of Mr. Babcock,

Mr. Barringer was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Giddings at the bar of the Senate.

On motion of Mr. Holbrook,

Mr. Giddings was admitted within the bar, rendered an excuse, and took his seat.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Milnes moved that the bill be laid on the table.

Which motion prevailed.

By unanimous consent,

Mr. Milnes moved that the committee on public health be discharged from the further consideration of

House bill No. 132 (file No. 75), entitled

A bill to prohibit the selling, giving or furnishing tobacco, in any of its forms, to minors, and providing a penalty therefor.

Which motion prevailed.

By the committee on public health:

The committee on public health, to whom was referred

House bill No. 132 (file No. 75), entitled

A bill to prohibit the selling, giving, or furnishing tobacco, in any of its forms, to minors, and providing a penalty therefor,

Respectfully report the same back to the Senate, in accordance with instructions.

A. MILNES, *Chairman*.

Report accepted and committee discharged.

Mr. Palmer moved that the bill be referred to the committee of the whole and placed on the general order,

Which motion did not prevail.

On motion of Mr. Milnes,

The bill was placed on the order of third reading of bills.

On motion of Mr. Milnes,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

Pending the third reading of the bill,

Mr. Colgrove moved that there be a call of the Senate.

Which motion prevailed.

#### PROCEEDINGS UNDER THE CALL

The roll of the Senate was called by the Secretary, and no senators were reported absent without leave.

The bill was then read a third time, and pending the taking of the vote thereon,

Mr. Babcock moved to amend the bill as follows:

By striking out, after the word "any" in line three of section one, all the rest of the section,

Which motion did not prevail.

Mr. Harshaw moved to amend the bill as follows:

By inserting in line four of section one, after the word "minor," the words "nor to any minister of the gospel, or teachers in our public schools,"

Which motion did not prevail.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Den Herder,	Mr. Holbrook,	Mr. Toan,
Barringer,	Fox,	Leavitt,	Wesselius.
Berry,	Giddings,	McCormick,	Wisner,
Blackwell,	Green,	Milnes,	President
Chapman,	Grosfield,	Taylor,	<i>pro tem.</i> ,
Colgrove,			

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#### NAYS.

Mr. Galbraith,	Mr. Griffey,	Mr. Nagel,	Mr. Ranney,
Gorman,	Harshaw,	Palmer,	Mr. Rentz,

8

Title agreed to.

Mr. Chapman moved to take from the table

House bill No. 584 (file No. 251), entitled

A bill to prohibit the manufacturing, selling or keeping for sale, or giving away of any cigarettes, or any imitation thereof, composed in whole or in part of tobacco, or any substance in the form of the cigarette containing narcotic elements, or any paper known as rice paper, or any kind of paper made or designed for the wrapper of the cigarette.

Which motion prevailed.

Mr. Milnes moved that the consideration of the bill be indefinitely postponed.

On which motion,

Mr. Gorman called for the yeas and nays.

The motion then prevailed by yeas and nays as follows:

## YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Holbrook,	Mr. Ranney,
Berry,	Griffey,	McCormick,	Toan,
Blackwell,	Grosfield,	Milnes,	Wesselius,
Colgrove,	Harshaw,	Palmer,	Wisner,
Den Herder,			

17

## NAYS.

Mr. Barringer,	Mr. Gorman,	Mr. Leavitt,	Mr. Taylor,
Chapman,	Green,	Rentz,	President
Galbraith,			<i>pro tem.</i> ,

9

And the further consideration of the bill was indefinitely postponed.

## GENERAL ORDER.

On motion of Mr. Holbrook,

The Senate went into committee of the whole on the general order, whereupon

The President called Mr. Palmer to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

## I.

The committee of the whole have had under consideration the following:

House bill No. 123 (file No. 255), entitled

A bill to make an appropriation for the support of the State Agricultural College, for the erection and repair of buildings and other improvements at said college.

Senate bill No. 154 (file No. 38), entitled

A bill to amend sections two and seven of act number one hundred and sixty-nine of the public acts of one thousand eight hundred and eighty-one, entitled "An act to revise and consolidate the several acts relating to the care and management of the State Library," approved May thirty-first, one thousand eight hundred and eighty-one.

House bill No. 718 (file No. 183), entitled

A bill to authorize the Ovid Union Agricultural Society to re-organize and increase its capital stock from \$5,000 to \$7,500.

Senate bill No. 54 (file No. 88), entitled

A bill to provide for a uniformity of text books in the primary schools of the county of Huron, Michigan.

House bill No. 335, entitled

A bill making an appropriation for the Michigan Pioneer and Historical Society for the years 1889 and 1890.

Senate bill No. 131 (file No. 80), entitled

A bill to amend sections 1 and 4 of chapter 54 of Howell's annotated statutes, being compiler's sections 2015 and 2018, relating to observance of the first day of the week, and the prevention and punishment of immorality, and to add a new section thereto to stand as section 9,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.



## II.

The committee of the whole have also had under consideration the following:

House bill No. 783, entitled

A bill to prevent persons from unlawfully using or wearing Masonic badges or emblems in this State.

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

LEWIS G. PALMER, *Chairman.*

Report accepted.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Palmer,

The Senate concurred in the recommendation of the committee regarding the second named bill, and all after the enacting clause thereof was stricken out.

On motion of Mr. Palmer,

The title and enacting clause of said bill were laid on the table.

On motion of Mr. Holbrook,

The rules were suspended, two-thirds of all the Senators present voting therefor, and

House bill No. 129 (file No. 255), entitled

A bill to make an appropriation for the support of the State Agricultural College, for the erection and repair of buildings and other improvements at said college,

Was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Holbrook,	Mr. Ranney,
Barringer,	Giddings,	Leavitt,	Taylor,
Berry,	Green,	McCormick,	Toan,
Blackwell,	Griffey,	Milnes,	Wesselius,
Colgrove,	Grosfield,	Nagel,	Wisner,
Den Herder,	Harshaw,	Palmer,	President
Fox,			<i>pro tem.</i> , 26

## NAYS.

Title agreed to.

0

On motion of Mr. Holbrook,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Chapman,

The rules were suspended, two-thirds of all the Senators present voting therefor, and

House bill No. 335, entitled

A bill making an appropriation for the Michigan Pioneer and Historical Society for the years 1889 and 1890.

Was placed on its immediate passage,

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Holbrook,	Mr. Taylor,
Barringer,	Galbraith,	Leavitt,	Toan,
Berry,	Giddings,	McCormick,	Wesselius,
Blackwell,	Green,	Milnes,	Wisner,
Chapman,	Griffey,	Nagel,	President
Colgrove,	Grosfield,	Palmer,	<i>pro tem.</i> , 26
Den Herder,	Harshaw,	Ranney,	

## NAYS.

0

Title agreed to.

On motion of Mr. Chapman,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. McCormick,

The Senate adjourned.

*Lansing, Wednesday, May 8, 1889.*

The Senate met and was called to order by the President *pro tem.* at 2 o'clock P. M.

Religious exercises by the Rev. Mr. Mead.

Roll called: a quorum present.

Absent without leave: Mr. Grosfield.

On motion of Mr. Wesselius,

Leave of absence was granted to Mr. Grosfield for the day.

By unanimous consent:

Mr. Colgrove moved to take from the table

Senate bill No. 53 (file No. 13), entitled

A bill to amend sections 32 and 34 of an act entitled "An act to amend sections 4, 7, 16, 17, 20, 22, 29, 39, 31, 32, 34, 38, and 39, of an 'An act to incorporate the city of Hastings,' approved March 11, 1871," as amended by an act amendatory thereof, approved April 2, 1873.

Which motion prevailed.

On motion of Mr. Colgrove,

The bill was recommitted to the committee on cities and villages.

By unanimous consent:

Mr. Wisner moved to take from the table

House bill No. 96 (file No 92), entitled

A bill to authorize gas light companies to produce, furnish and sell electricity and electrical light.

Which motion prevailed.

On motion of Mr. Wisner,

The bill was referred to the committee on banks and incorporations.

## PRESENTATION OF PETITIONS.

No. 482. By Mr. Toan: Petition of D. A. Blodgett and other citizens of Grand Rapids, favoring the passage of the municipal suffrage bill.

Referred to the committee on elections.

No. 483. By Mr. Toan: Petition of Nettie Schemerhorn and other ladies of Grand Rapids, on the same subject.

Referred to the committee on elections.

## REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report, as correctly enrolled, signed, and presented to the Governor, the following:

1. Senate bill No. 257 (file No. 142), entitled

A bill to establish a State road in Bay county and place the same under the control of the stone road commissioners of Bay county.

2. Senate bill No. 207 (file No. 52), entitled

A bill to provide for an appropriation for the preparation, publication and distribution of the proceeding of the annual meetings of the Michigan superintendents of the poor for the years 1889 and '90.

3. Senate bill No. 13 (file No. 76), entitled

A bill to amend section 11 of chapter 239 of the compiled laws of 1871, as amended by act No. 189 of the laws of 1873, approved April 29, 1873, as amended by act No. 50 of the session laws of 1877, being section 7443 of the compiled laws of 1871, as amended by act No. 115 of the session laws of 1881, approved May 6, 1881, being section 11 of chapter 313, and compiler's section 9017 of Howell's annotated statutes, relative to "fees of sheriffs in executing process issued out of the courts of law and equity, and by judicial and other officers and for other services,"

4. Senate bill No. 261, entitled

A bill authorizing the Alma Burial Ground Association to convey the real estate held by them to the village of Alma.

5. Senate bill No. 327 (file No. 90), entitled

A bill to amend sections 3 and 7 of act No. 37 of the public acts of 1883, entitled "An act to incorporate the Grand Army of the Republic, department of Michigan, and subordinate posts of the Grand Army of the Republic," approved April 21, 1883, as amended by act No. 155 of the public acts of 1887, approved June 7, 1887.

6. Senate bill No. 328 (file No. 91), entitled

A bill to authorize the leasing of public buildings and parts thereof in this State to grand army posts at a nominal rent.

7. Senate bill No. 287 (file No. 109), entitled

A bill to amend act No. 250 of the session laws of 1873 entitled an act to revise the charter of the city of Coldwater, being amendatory of an act entitled an act to incorporate the city of Coldwater, approved February 28, 1861, as amended by the several acts amendatory thereof, approved April 17, 1873, by adding six new sections thereto to stand as sections 61, 62, 63, 64, 65 and 66 of said act.

C. G. GRIFFEY, *Acting Chairman.*

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

Senate bill No. 351, entitled

A bill to incorporate the city of Harbor Springs, and to repeal act No. 305 of the session laws of 1881, approved March 10, 1881,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend sections 10 and 59 of act No. 257, session laws of 1869, entitled "An act to incorporate the city of Hillsdale," approved March 8, 1869,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

EDWIN G. FOX, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Fox,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

On motion of Mr. Chapman,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Harshaw,	Mr. Rentz,
Barringer,	Galbraith,	Holbrook,	Taylor,
Berry,	Giddings,	Leavitt,	Toan,
Blackwell,	Gilmore,	McCormick,	Wesselius,
Chapman,	Gorman,	Milnes,	Wisner,
Colgrove,	Green,	Nagel,	President
Den Herder,	Griffey,	Palmer,	<i>pro tem.,</i>
Dunstan,	Gurney,	Ranney,	80

#### NAYS.

0

Title agreed to.

On motion of Mr. Chapman,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on Institution for the Deaf and Dumb:

The committee on Institution for the Deaf and Dumb, to whom was referred House bill No. 112 (file No. 253), entitled

A bill making appropriations for the Michigan School for the Deaf for the years 1889 and 1890,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. W. GIDDINGS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on finance and appropriations.

#### MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE, }  
Lansing, May 7, 1889. }

*To the Senate :*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 96 (file No. 98), being

An act to amend section 626 of Howell's annotated statutes of Michigan, as amended by section one of act No. 117 of the public acts of 1887, approved May 3, 1887, relative to the application, appointment and qualification of notaries public.

C. G. LUCE, *Governor.*

The message was laid on the table.

The President *pro tem.* also announced the following:

EXECUTIVE OFFICE, }  
Lansing, May 8, 1889. }

*To the Senate :*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate substitute for House bill No. 227 (file No. 159), being

An act to amend and revise an act entitled "An act to provide for the construction and maintenance of macadamized roads in Bay county," approved April 24, 1883, being act No. 278 of the local acts of the State of Michigan for the year 1883, as amended by act No. 350 of the local acts of the State of Michigan for the year 1885, and as amended by act number 396 of the local acts of the State of Michigan for the year 1887.

C. G. LUCE, *Governor.*

The message was laid on the table.

The President *pro tem.* also announced the following:

EXECUTIVE OFFICE, }  
Lansing, May 8, 1889. }

*To the Senate :*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 283, being

An act to provide for one additional judge in the judicial circuit in which the county of Saginaw is or may be situated, being now in the tenth judicial circuit.

C. G. LUCE,  
*Governor.*

The message was laid on the table.

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 7, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:  
House bill No. 183, entitled

A bill to amend section 7 of act No. 125 of the public acts of 1881, entitled "An act to provide for the appointment, defining the duties and fixing the

compensation of a stenographer for the circuit court for the county of Saginaw," being section 6529 of Howell's annotated statutes, and to amend sections 5 and 8 of said act No. 125, being sections 6527 and 6530 of Howell's annotated statutes, as amended by act No. 217 of the public acts of 1887,

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
**DANIEL L. CROSSMAN,**  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on judiciary.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, {  
*Lansing, May 7, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:  
 House bill No. 263 (file No. 281), entitled

A bill to incorporate the village of Davison, in the county of Genesee,  
 Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
**DANIEL L. CROSSMAN,**  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on cities and villages.

#### MOTIONS AND RESOLUTIONS.

On motion of Mr. Dunstan,

By a vote of two-thirds of all the Senators elect,  
 Senate bill No. 185 (file No. 95), entitled

A bill to amend sections 2, 3, 5, 6, 8, 9, 10, 11, 12, 13, 16, and 17 to 55, inclusive, of act No. 517 of the local acts of 1867, entitled "An act to incorporate the village of Houghton," approved March 28, 1867, as amended, and to add 111 new sections thereto, to stand as sections 56 to 166, inclusive.

Was ordered to take immediate effect.

Mr. Wesselius moved to take from the table

Senate bill No. 135 (file No. 106), entitled

A bill to authorize the township board of the township of Grand Rapids, county of Kent, to provide and maintain street lamps for the lighting of the streets and highways of the west one-half of section twenty-nine (29) in said township.

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

On motion of Mr. Wesselius,

The bill was placed on the order of third reading of bills.

Mr. Palmer moved to take from the table  
House bill No. 376 (file No. 262), entitled

A bill to amend section 25 of chapter 244 of the compiled laws of 1871, being compiler's section 7534, as amended by act No. 191, of the public acts of 1875, being compiler's section 9099 of Howell's annotated statutes, relative to offenses against the lives and persons of individuals,

Which motion prevailed.

On motion of Mr. Palmer,

The bill was recommitted to the committee on judiciary.

On motion of Mr. Holbrook,

The rules were suspended, two-thirds of all the Senators present voting therefor, and

The Senate took up the

SPECIAL ORDER,

Fixed for tomorrow, at 2:30 o'clock P. M.,

Being the consideration of

House bill No. 101 (file No. 46), entitled

A bill to repeal Act No. 262, public acts of 1887, entitled, "An act to provide for reporting all mortgages by the several registers of deeds of this State to the supervisors and assessing officers of their respective counties, and to the registers of deeds of other counties, wherein the mortgagee resides for assessment purposes, and providing blank form books therefor; also prescribing the duties of registers of deeds relative to the recording of mortgages," approved June 27, 1887.

On motion of Mr. Holbrook,

The Senate went into committee of the whole on the special order,

Whereupon

The President called Mr. Ranney to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

House bill No. 101 (file No. 46), entitled

A bill to repeal act No. 262, public acts of 1887, entitled "An act to provide for reporting all mortgages by the several registers of deeds of this State to the supervisors and assessing officers of their respective counties, and to the register of deeds of other counties wherein the mortgagee resides, for assessment purposes, and providing blank form books therefor; also prescribing the duties of registers of deeds relative to the recording of mortgages," approved June 27, 1887.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

P. RANNEY, *Chairman*.

Report accepted.

The above named bill was placed on the order of third reading of bills.

The President *pro tem.* called the Temporary President to the chair.

On motion of Mr. Dunstan,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was read a third time and pending the taking of the vote thereon,

Mr. Wesselius moved that there be a call of the Senate,

Which motion prevailed.

## PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary, and no Senators were reported absent without leave.

The question then being on the passage of the bill,

Mr. Colgrove moved the previous question,

Which was demanded by a majority of the Senators.

The question being, shall the main question be now put,

The same was ordered.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Berry,	Mr. Green,	Mr. Leavitt,	Mr. Taylor,
Blackwell,	Griffey,	McCormick,	Wesselins,
Den Herder,	Gurney,	Palmer	Wisner,
Dunstan,	Harshaw,	Ranney,	Temp'y Pres't.
Fox,			17

## NAYS.

Mr. Babcock,	Mr. Colgrove,	Mr. Gorman,	Mr. Nagle,
Ball,	Galbraith,	Holbrook,	Rentz,
Barringer,	Gilmore,	Milnes,	Toan
Chapman,			18

Title agreed to.

## GENERAL ORDER.

On motion of Mr. Green,

The Senate went into committee of the whole on the general order, whereupon

The Temporary President called Mr. Barringer to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following: House bill No. 159 (file No. 260), entitled

A bill making appropriations for the current expenses of the State Normal school for the years 1889 and 1890.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

J. E. BARRINGER, *Chairman.*

The temporary president having resumed the chair,

Report accepted.

The above named bill was placed on the order of third reading of bills.

On motion of Mr. Colgrove,

The Senate adjourned.



*Lansing, Thursday, May 9, 1889.*

The Senate met and was called to order by the President *pro tem.* at 2 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Gorman and Nagel.

On motion of Mr. Rentz,

Leave of absence was granted to Mr. Nagel until Monday next.

On motion of Mr. Palmer,

Leave of absence was granted to Mr. Gorman until to-morrow.

#### PRESENTATION OF PETITIONS.

No. 484. By Mr. McCormick: Remonstrance of M. C. Brest, Wm. Russen, Sr., and 14 other citizens, against the passage of the bill to repeal the mortgage tax law.

Referred to the committee on judiciary.

No. 485. By Mr. McCormick: Petition of D. S. Gardner and 53 others, on the same subject.

Same reference.

No. 486. By Mr. McCormick: Petition of E. L. Hart and 65 others, on the same subject.

Same reference.

No. 487. By Mr. Harshaw: Petition for the return of the Saginaw Senator to the bosom of his family.

On motion of Mr. Harshaw,

The petition was read at length, and spread at large on the Journal, as follows:

#### AN OLD AIR REVIVED.

[Dedicated to a Saginaw member of the State Legislature with general application.]

Chauncey, dear Chauncey, come home to me now,

From Lansing so cozy and warm;

'Tis lonely without you, why do you not come

And see to the things on the farm?

You told me when you were elected last fall,

If I would but once let you go,

You surely would come ere the winter was gone;

Of course I believed it was so.

Come home, come home, come home,

O, Chauncey, dear Chauncey, come home.

Chauncey, dear Chauncey, come home to me now,

I'm sniffing the odor of spring;

You've stayed long enough in the Capitol there,

You're much safer under my wing.

The old horse is pawing the stable like mad,

The colt's in a terrible stew,

The small brindle heifer has got a white calf,

And the cattle are bawling for you.

Come home, etc.

Chauncey, dear Chauncey, come home to me now;

I'd like to observe what you're at,

When will you get through with your bills and resolves,

And speeches by this one and that?

Your mileage is paid by the longest way round,  
 But take the short cut when you come;  
 Your speeches are fine tweedle-dee, but some way  
 They don't hide your tweedle-de-dum.  
 Come home, etc.

The voice of your wife is calling you, dear;  
 It's nearly the time to make soap;  
 And some of the women are saying, my love,  
 I'm giving you most too much rope.  
 They say there is desperate flirting out there,  
 With widows and maids not a few.  
 I haven't been kissed since the morning you left,  
 But Chauncey, how is it with you?  
 Come home, come home,  
 You hear me, you rascal? Come home!

#### REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 183, entitled

A bill to amend section 7 of act No. 125 of the public acts of 1881, entitled "An act to provide for the appointment, defining the duties and fixing the compensation of a stenographer for the circuit court for the county of Saginaw," being section 6529 of Howell's annotated statutes, and to amend sections 5 and 8 of said act No. 125, being sections 6527 and 6530 of Howell's annotated statutes, as amended by act No. 217 of the public acts of 1887,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wisner,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Gurney,	Mr. Ranney,
Barringer,	Galbraith,	Harshaw	Rentz,
Berry,	Giddings,	Holbrook,	Taylor,
Blackwell,	Gilmore,	Leavitt,	Toan,
Chapman,	Green,	McCormick,	Wesselius,
Colgrove,	Griffey,	Milnes,	Wisner,
Den Herder,	Grosfield,	Palmer,	President
Dunstan,			<i>pro tem., 29</i>

#### NAYS.

0

Title agreed to.

On motion of Mr. Wisner,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 376 (file No. 262), entitled

A bill to amend section 25 of chapter 244 of the compiled laws of 1871, being compiler's section 7534, as amended by act No. 191, of the public acts of 1875, being compiler's section 9099 of Howell's annotated statutes, relative to offenses against the lives and persons of individuals,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 334, entitled

A bill to amend act No. 198 of the session laws of 1879 entitled, "An act to provide for the regulation and enforcement of assignments for the benefit of creditors," approved May 13, 1879,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with the accompanying substitute therefor, entitled

A bill to amend sections 1 and 3 of act No. 198 of the session laws of 1879, entitled "An act to provide for the regulation and enforcement of assignments for the benefit of creditors," approved May 13, 1879,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 52 (file No. 11), entitled

A bill to authorize the formation of corporations for acquiring, holding, leasing and selling real estate, and for the erection of buildings thereon.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 338, entitled

A bill to amend section 42 of act No. 153, session laws of 1885 of the public acts, entitled An act to provide for the assesment of property, and the levy and collection of taxes thereon,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 411 (file No. 259), entitled

A bill to provide for the penalty of death in certain cases.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Chapman,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 248, entitled

A bill to amend sections 3 and 4 of an act, entitled "An act relative to justices' courts in the city of Detroit," being act No. 280 of the public acts of 1883 as amended by act No. 272 of the public acts of 1885,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 161, entitled

A bill to amend section No. 5758 of the compiled laws of 1871 as amended by act No. 187 of the session laws of 1873, being compiler's section 7202 of Howell's annotated statutes relative to the salary and expenses of the State reporter,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amend-

ment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House substitute for Senate bill No. 92 (file No. 284), entitled

A bill to amend section 5700 of Howell's annotated statutes, being section 4242 of the compiled laws of 1871, relative to the recording of conveyances of real estate.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 798 (file No. 328), entitled

A bill to provide for the punishment of crimes in certain cases.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Palmer,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 111 (file No. 117), entitled

A bill to revise and amend sections 4, 5, 6, 8, 9, 10, 17 and 20 of an act entitled "An act to revise and amend sections 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 17, 19 and 20 of an act entitled 'An act to establish and organize a municipal court in the city of Grand Rapids to be known and called the police court of Grand Rapids, and to repeal an act entitled 'An act to establish and organize a police court in the city of Grand Rapids, approved April 30, 1873,' and all amendments thereto and all acts or parts of acts in any wise contravening the provisions of this act,' being act No. 76 of the session laws of 1879, approved May 13, 1879," being act No. 127 of the session laws of 1885, approved May 28, 1885,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment,

and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Wesselius,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Harshaw,	Mr. Rentz,
Barringer,	Galbraith,	Holbrook,	Taylor,
Berry,	Giddings,	Leavitt,	Toan,
Blackwell,	Gilmore,	McCormick,	Wesselius,
Colgrove,	Griffey,	Palmer,	Wisner,
Den Herder,	Grosfield,	Ranney,	President
Dunstan,	Gurney,		<i>pro tem.</i> , 26

#### NAYS.

0

Title agreed to.

On motion of Mr. Wesselius,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on finance and appropriations:

The committee on finance and appropriations to whom was referred

The following House concurrent resolution:

*Resolved*, By the House of Representatives (the Senate concurring), that the sum of four hundred seventy-three and fifty-six hundredths dollars (\$473.56) be and the same is hereby appropriated to be paid out of the general fund from moneys not appropriated for any other purpose. The same to be paid by the State treasurer upon the warrant of the auditor general, for the purchase of 500 copies of "Michigan Biographies" for the use of public libraries in graded school districts in the State of Michigan.

*And be it further resolved*, That the said 500 copies of "Michigan Biographies" now printed, be distributed to the libraries of graded school districts in the State by the members of the House and Senate, in such manner as may be agreed upon by a joint committee, consisting of three members from each body.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that it be adopted, and ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN, *Chairman*.

Report accepted and committee discharged.

The question being on concurring in the adoption of the resolution,

The resolution was adopted.

By the committee on finance and appropriations:

The committee on finance and appropriations, to whom was referred

Senate bill No. 60, entitled

A bill authorizing the board of managers of the Michigan Asylum for In-

sane Criminals to purchase land, erect and furnish buildings for the use and benefit of said Asylum and making an appropriation therefor; also, making an appropriation for purchase of stock, farming utensils and additions, repairs and improvement of present buildings and furniture,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill authorizing the board of managers of the Michigan Asylum for Insane Criminals to purchase land, erect and furnish buildings for the use and benefit of said asylum, and making an appropriation therefor; also making an appropriation for the purchase of stock, farming utensils and additions, repairs, and improvements of present building and furniture.

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Chapman,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on finance and appropriations:

The committee on finance and appropriations, to whom was referred

House bill No. 561 (file No. 280), entitled

A bill making an appropriation for repairs on laborers' cottage, and for water pipes and connections for fire protection for the Eastern Asylum for Insane.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committees on finance and appropriations:

The committee on finance and appropriations, to whom was referred

Senate bill No. 168, entitled

A bill to provide for the locating, erection, organization and management of an asylum for the dangerous and the criminal insane and making an appropriation therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that the bill do lie on the table, and ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Chapman,

The bill was laid on the table.

By the committee on fisheries:

The committee on fisheries, to whom was referred

House bill No. 165, entitled

A bill to prevent fishing during the months of December, January, February, March and April in the inland lakes in the counties of Alpena and Presque Isle.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

T. S. GURNEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on fisheries:

The committee on fisheries, to whom was referred

House bill No. 160 (file No. 248), entitled

A bill making appropriation for the State board of fish commissioners for the year ending June 30, 1890, and the year ending June 30, 1891.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

T. S. GURNEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on finance and appropriations.

By the committee on fisheries:

The committee fisheries, to whom was referred

House bill No. 110 (file No. 278), entitled

A bill to protect fish and to regulate fishing in the waters of this State, by providing close seasons for certain kinds of fish, by prohibiting the catching of fish in certain specified ways, by prohibiting the catching of fish of certain sizes and in certain waters, and for certain purposes, by prohibiting the obstruction of the free passage of fish, and by prohibiting the sale of certain kinds of fish; to protect persons engaged in fish culture, and to repeal inconsistent acts.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

T. S. GURNEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on fisheries:

The committee on fisheries, to whom was referred

House bill No. 36 (file No. 8), entitled

A bill for the protection of fish in the lake known as Swain's lake, in the township of Pulaski, Jackson county, for a period of five years,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amend-



ment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

S. S. GURNEY, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

House bill No. 163 (file No. 171), entitled

A bill to amend section 590 of chapter 10 of the compiled laws of 1871, as amended by act No. 103 of the laws of 1881, being compiler's section 613 of Howell's annotated statutes, relative to the duties of county surveyors,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on liquor traffic:

The committee on liquor traffic, to whom was referred

House bill No. 126, entitled

A bill to provide for the taxation and regulation of the business of manufacturing, selling, keeping for sale, furnishing, giving or delivering spirituous, malt, brewed, fermented or vinous liquors in this State, and to repeal all acts or parts of acts inconsistent with the provisions of this act,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that it be referred to the committees on liquor traffic and judiciary jointly.

JAS. W. McCORMICK, *Chairman*.

Report accepted and committee discharged.

Mr. Milnes moved that the bill be referred to the committee of the whole and placed on the general order,

Mr. Milnes called for the yeas and nays.

The motion then did not prevail by yeas and nays as follows:

YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Holbrook,	Mr. Ranney,
Chapman,	Galbraith,	Leavitt,	Taylor,
Colgrove,	Green,	Milnes,	Toan,
Den Herder,			

13

NAYS.

Mr. Barringer,	Mr. Giddings,	Mr. Gurney,	Mr. Rentz,
Berry,	Gilmore,	Harshaw,	Wesseling,
Blackwell,	Griffey,	McCormick,	Wisner,
Dunstan,	Grosfield,	Palmer,	

15

The question then being on concurring in the recommendation of the committee, the Senate concurred, and the bill was referred to the committees on liquor traffic and judiciary, jointly.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

1. Senate bill No. 209 (file No. 96), entitled

A bill to amend sections 6 and 7 of act No. 206 of the session laws of 1881, approved June 2, 1881, and being consecutive sections 417 and 418 of Howell's annotated statutes, relative to State institutions and regulations relating thereto.

JAS. W. McCORMICK, *Chairman.*

Report accepted.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 479 (file No. 276), entitled

A bill to amend section 9 of chapter 10 of act No. 326 of the session laws of 1883, entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883,

Respectfully report that they have had the same under consideration and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. O. BLACKWELL, *Acting Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 495, entitled

A bill to authorize the village of Reed City, in the county of Osceola, to raise money to make public improvements in said village,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. O. BLACKWELL, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Giddings,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of the Senators elect voting therefor by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Grosfield,	Mr. Palmer,
Barringer,	Galbraith,	Gurney,	Ranney,
Berry,	Giddings,	Harshaw,	Toan,
Blackwell,	Gilmore,	Holbrook,	Wisner,
Chapman,	Green,	Leavitt,	President
Colgrove,	Griffey,	McCormick,	<i>pro tem.,</i>
Dunstan,			

25

#### NAYS.

Mr. Taylor,

1

Title agreed to.

On motion of Mr. Giddings,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 263 (file No. 281), entitled

A bill to incorporate the village of Davison, in the county of Genesee,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. O. BLACKWELL, *Acting Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 719 (file No. 288), entitled

A bill to authorize the village of Laingsburg, Shiawassee county, to raise money to make public improvements in said village, to issue bonds therefor, and to provide for the levy of taxes therein to pay the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass and ask to be discharged from the further consideration of the subject.

A. O. BLACKWELL, *Acting Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committees on agricultural interests, public health and judiciary:

The committees on agricultural interests, public health and judiciary, to whom was referred

House bill No. 421 (file 325), entitled

A bill for the protection of the public health by providing for the inspection before slaughter, and of the viscera after slaughter, of all neat cattle designed for slaughter, for human food,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation and ask to be discharged from the further consideration of the subject.

R. L. TAYLOR,

*Chairman Joint Committees Agr'l Int. Public Health and Judiciary.*

Report accepted and committee discharged.

On motion of Mr. Babcock,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was read a third time, and pending the taking of the vote thereon,

Mr. Ranney addressed the Senate as follows, and

On motion of Mr. Leavitt,

The remarks were ordered printed in the Journal:

## REMARKS OF HON. PEYTON RANNEY.

*Mr. President:*

“I desire to make a few remarks on what I consider to be the merits of this bill, but have only little to offer as to its being a health measure as cunningly but falsely indicated by its title. I believe very much in a text being germane to any subject under consideration, but it is not so with this bill and its title. Its supporters by the title have sought to win the favor of the public by sailing under false colors, representing that it is for the protection of health that all this stir is made, and any one knows how sensitive the public mind is to any matter pertaining to the question of health, even when a suspicion is aroused, whereas its real object is to advance the price of beef in Michigan, which, before I am through, I shall endeavor to prove is a mistaken idea. I am disgusted with some newspapers and individual discussion in favor of the bill who have carried it to such an extreme that suspicion is cast upon the quality of beef, so much so that even strong stomachs now hesitate and weaken. It would not sharpen appetite nor aid digestion to have printed on our bill of fare for a Christmas dinner Actinomyces Soup (better known as Lump-jaw), Tuberculosis Roast, Pluro Pneumonia Contagiosa Sirloin, or Prolapsus Corned; yet these cattle diseases have been continually discussed by the supporters of the bill and by circulars and pamphlets left on every Senator's desk. Paid men are also here circulating through both houses in the interest of this infamous so-called health bill.

“What I have thus far said will have a bearing on what I shall say later on, touching the question of beef exportation. The beef problem as it is now presented is simply a business matter, and it is not unlike any other of our products of which we have a surplus for export.

“Values must be based on supply and demand. There is no truer commercial theory than it. Farmers, manufacturers and dealers in any line of trade must submit to this inevitable law. I remember well when quiet New England was startled at the first shipment of Illinois corn to her markets. She considered herself sufficient to supply her home demand, and she was able to do it at the then prevailing prices. She tried many ways to hold the situation. Among them I well remember she tried to depreciate the quality of western corn, the same as is now sought to do with western beef. New England was alarmed, but soon learned that she could not compete with western corn, and was compelled to abandon the industry. She has passed the same crisis that hangs over Michigan to-day on the beef question. The same law on supply and demand establishes value on Michigan wheat to-day. It is that principle that causes the distressingly low prices.

“We have more wheat in this country than is required for consumption here and abroad, and I predict that if the present outlook for the next crop be realized, it will be a calamity to this country in that it would create such an enormous over-production as to imperil our best interests. The beef question as it presents itself to-day is precisely on the same basis of supply and demand. It is an actual necessity that we have an outlet for our surplus, and a continuous one, or we must quit growing more than we can consume ourselves.

“At the present time our exports of beef are one hundred million pounds per annum, and judging from the past there may be expected an increase of ten million pounds per annum, and still enough left at home to carry down prices to such a point that the industry in the State is unprofitable. It is for-

tunate, indeed, that we have such an outlet, for without it beeves would not be worth much more than the hide that covers their much slandered carcasses.

"Great Britain is our principal receiver, taking nine-tenths of our entire exports. Other European nations having a few years ago, by some pretended prejudice against American meats, prohibited importation of American pork, which created such a prejudice against all our meats that there is no demand for American beef. It is a well known fact that all nations of Europe have been much annoyed by the exportation of American beef, and for the same reason that Michigan farmers complain of the abundance of western beef, viz: That the European farmer cannot compete with American beef.

"Europe always takes good care of its agricultural interests. For many years all nations except England have levied a tariff on wheat of from 15 to 30 cents per bushel simply to encourage the home producer, but England is not a wheat growing country, and hence has no such interest of her own to protect. But it is otherwise as to beef. She is able to raise her entire supply of all meats, and would do so if not interfered with by competition with American meats.

"England has the same tender feeling for her producers that all other European nations have for theirs, and would years ago, have been delighted to protect home industries by prohibiting importation of American beef, but she has not yet found sufficient reasons to do it and at the same time satisfy the poorer people who are now able to indulge in American cheap beef. Hitherto an attempt to stop importation of our beef would have caused great disturbance in the nation, for the poor man would not have consented to be deprived of the luxury of American beef, but it is my candid opinion that if the United States, State by State, should enact such a law as this bill contemplates, and for the reasons given, even the laboring classes of England would be made to loathe it, and cheerfully submit to entire prohibition. I submit that if the States enact such laws as will bring our own meats into disrepute, England would be justified in prohibiting it to her shores, and the poor man would say a glad Amen.

"It makes no difference with England whether the slanderous talk that is made on our beef is true or false, she has thereby accomplished her purpose, viz: created a public sentiment that endorses a prohibition act which she has been anxious for for the past ten years, but not till now been able to bring about and satisfy her people. The matter of exportation of our surplus beef should not be trifled with. I don't believe in handling live coals around a powder magazine, it is a dangerous thing to tamper with, especially when our interests are entirely dependent upon it. Let us place no obstacle in the way of free exportation, and give England no excuse for receiving any of our products however much she may desire to exclude them.

"I beg of this Senate, and sincerely believe it to be in the interest of the farmer to not meddle with anything that is even dangerous to the free exportation of our beef. I regret that there is scarcely an encouraging word that can be said to the farmer on the beef question. It is utterly impossible for farmers whose lands cost, say from \$35 to \$75 per acre to compete with the free-grazing territories of the West, where cattle from calf-hood are grown and fattened for the block at small expense. Those free-grazing territories are immense in area, said to be one-eighth in size of the United States. Nature makes them to produce as it were manna from Heaven to feed the immense herds that can be made sufficient to feed cheap meat to the civilized world, and such must be the case till the march of progress shall cover its plains with cities and villages, unless be-

fore checked by some strange action of the states which shall wither and blast their industries, and make them a disgrace to nativity.

"There is only one other point in this bill that I desire to allude to, and that is, in the event that it becomes a law, how can it help the Michigan farmer? He will still not be free from the competition with the identical beef that so troubles him now. The only difference will be that our butchers will buy live stock in Chicago for home trade, and dress it at home instead of buying dressed beef delivered. Practically, it only amounts to the difference in the freight between live and dead stock, that on the former being higher than the latter, and the small amount for the little more value of wastage in Chicago than at home. Butchers can still continue to buy in Chicago and ship on the hoof, and it will not lessen competition with Michigan beef, and it cannot benefit the farmer more than the difference before mentioned. It seems to me that such a trifling matter ought not to imperil the whole beef industries of the United States. I believe it is our duty to look a little way into the future when such important measures as this come up, and reason as to what might be the result if all the United States should enact such laws as this proposed one, for of course it is the duty of all the States as well as Michigan to, in a like manner, protect the health of their dear people.

"This Legislature might, with the same propriety, take measures to prohibit the shipment of Minnesota flour to our State on the grounds that it might be made from more or less poor wheat, as to which it takes an expert to determine what quality of wheat the flour is made of, and it might as well require the wheat to be inspected in Michigan before being ground, as to compel Chicago beef to be slaughtered in our markets, for it is a well known fact that the best spring wheat enters quite largely into the manufacture of Michigan's best flour. It is also a well known fact that Minnesota, as well as other wheat growing states, grow quite a proportion of poor wheat.

"Why not protect ourselves from the dangers of receiving poor flour from Minnesota? Any one can see that such legislation would compel Minnesota millers to erect a mill in every State they are doing business in, or quit making flour at home. I have carefully considered this bill and find no good thing in it, not even to the farmers, but I do find much that is pernicious and dangerous, hence I consider it my duty to record my vote against the bill."

The President *pro tem.* called the Temporary President to the chair

Having addressed the Senate on the pending bill, the President *pro tem.* resumed the chair.

The question then being on the passage of the bill, the same was not passed, a majority of all the Senators elect not voting therefor, by yeas and nays as follows:

#### YEAS.

Mr. Chapman, Colgrove, Fox,	Mr. Grosfield, Holbrook, Milnes,	Mr. Rentz, Taylor, Toan,	President <i>pro tem.</i> , 10
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#### NAYS.

Mr. Babcock, Barringer, Berry, Blackwell, Den Herder,	Mr. Dunstan, Galbraith, Giddings, Gilmore, Green,	Mr. Griffey, Gurney, Harshaw, Leavitt, McCormick,	Mr. Palmer, Ranney, Wesselius, Wisner, 19
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By the committee on agricultural interests, public health and judiciary:

The committee on agricultural interests, public health, and judiciary, to whom was referred

Senate bill No. 307, entitled

A bill requiring an inspection of all neat cattle intended for slaughter and sale as human food within the cities and villages of this State, having a live stock inspector, providing for the appointment of inspectors, prescribing their duties and providing penalties for a violation of said act,

Respectfully report that they had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

R. L. TAYLOR, *Chairman Joint Com. Agl. Ints.*

A. MILNES, *Chairman Com. Public Health.*

L. G. PALMER, *Chairman Com. Judiciary.*

Report accepted and committee discharged.

Mr. Palmer moved that the further consideration of the bill be indefinitely postponed,

Which motion prevailed.

By unanimous consent:

Mr. Blackwell moved to reconsider the vote by which the Senate refused to pass

House bill No. 421 (file No. 325), entitled

A bill for the protection of the public health by providing for the inspection, before slaughter, and of the viscera after slaughter, of all neat cattle designed for slaughter for human food.

On motion of Mr. Wisner,

The motion was laid on the table.

By the committee on banks and incorporations.

The committee on banks and incorporations, to whom was referred

House bill No. 678 (file No. 169), entitled

A bill to amend section 1 of act No. 50, of the public acts of 1887, entitled "An act to provide for the incorporation and regulation of certain corporations generally known as building and loan associations," approved March 29, 1887,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

F. B. GALBRAITH, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

House bill No. 492, entitled

A bill to provide for the compensation of the coroners of Wayne county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

F. B. GALBRAITH, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

# MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES,  
Lansing, May 8, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 304 (file No. 308), entitled

A bill to amend section 7412 of the compiled laws of 1871, being section 27 of chapter 312 of Howell's annotated statutes of Michigan, relative to costs and the recovery and taxation thereof in civil cases.

2. House bill No. 431 (file No. 303), entitled

A bill to require the labeling of all gasoline, benzine and naphtha sold at retail.

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on judiciary.

The second named bill was read a first and second time by its title, and referred to the committee on State affairs.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES,  
Lansing, May 8, 1889.

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 178 (file No. 120), entitled

A bill to provide for an additional circuit judge for the seventeenth judicial circuit, and to define his powers and duties.

And to inform the Senate that the House has amended the bill as follows:

1. By striking out of line 1 of section 1, the word "July" and inserting in lieu thereof the word "June."

2. By striking out of line 11 of section 4, the figures "1891" and inserting in lieu thereof the words "eighteen hundred and ninety-three."

Also to inform the Senate that the House has amended the title of the bill so as to read as follows:

"A bill to provide for an additional circuit judge for the 17th judicial circuit, and to define the powers and duties of the judge of said circuit, and to provide for the manner of conducting the business of said court,"

In the passage of which as thus amended and the title so amended the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*



The question being on concurring in the amendments made by the House to the bill,

On motion of Mr. Wesselius,

The Senate concurred, a majority of all the Senators elect, voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Griffey,	Mr. McCormick,	Mr. Toan,
Berry,	Gurney,	Milnes,	Wesselius,
Blackwell,	Harshaw,	Palmer,	Wisner,
Colgrove,	Holbrook,	Ranney,	President
Galbraith,	Leavitt,	Taylor,	<i>pro tem.</i> , 19

## NAYS.

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The title as amended by the House was then agreed to.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 8, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled joint resolution:

House joint resolution No. 23 (file No. 6), entitled

Joint resolution for the relief of Geo. W. Case,

Which has passed the House by a two-thirds majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The joint resolution was read a first and second time by its title and referred to the committee on State affairs

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 8, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill: House bill No. 377 (file No. 300), entitled

A bill to amend section 1 of act No. 82, of the session laws of 1873, entitled "An act to provide for the incorporation of mutual fire insurance companies, and defining their powers and duties, and to repeal chapter 97 of the compiled laws of 1871, and also act No. 94 of the session laws of 1871, as amended by act No. 38 of the public acts of 1877, being section 4267 of Howell's annotated statutes,"

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on insurance.

The President *pro tem.* also announced the following :

HOUSE OF REPRESENTATIVES, {  
Lansing, May 8, 1889. }

*To the President of the Senate :*

Sir—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 321, entitled

A bill to authorize the village of Sherman, in the county of Wexford, to raise money to make public improvements in said village, to issue bonds therefor, and to provide for the levy of taxes therein to pay the same.

2. House bill No. 109 (file No. 299), entitled

A bill to protect fish and regulate fishing in the waters of this State by prohibiting the use of seines, pound nets, gill nets and other fixed or set nets with meshes below certain sizes, and regulating the use of such nets and to repeal inconsistent acts.

3. House bill No. 434 (file No. 302), entitled

A bill to prevent the spread of dangerous, communicable diseases, by providing for the punishment of offenders.

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
Clerk of the House of Representatives.

The first named bill was read a first and second time by its title, and referred to the committee on cities and villages.

The second named bill was read a first and second time by its title, and referred to the committee on fisheries.

The third named bill was read a first and second time by its title, and referred to the committee on public health.

The President *pro tem.* also announced the following :

HOUSE OF REPRESENTATIVES, {  
Lansing, May 8, 1889. }

*To the President of the Senate :*

SIR—I am instructed by the House to transmit the following entitled bill:

1. House bill No. 332 (file No. 340), entitled

A bill providing for the erection of two infirmaries, one for male and one for female patients, and also providing for the erection of two cottages, one for male and one for female patients, on the grounds of the Northern Michigan Asylum at Traverse City, and making appropriations therefor.

2. House bill No. 262 (file No. 296), entitled

A bill to enlarge school district No. 1, in the county of Baraga, and establishing the boundaries thereof.

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take

immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on asylums for the insane.

The second named bill was read a first and second time by its title, and referred to the committee on education and public schools.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 8, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 418, entitled

A bill to repeal act No. 469 of the local acts of 1887, entitled "An act to legalize the action of the board of school inspectors of the township of Not-tawa, in the county of Isabella, in establishing the boundaries of school district No. 2 in said township.

Which has passed the House by a majority vote of all the members elect and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on judiciary.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 9, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 170 (file No. 264), entitled

A bill to amend act No. 50 of the public acts of 1887, entitled "An act to provide for the incorporation and regulation of certain corporations generally known as building and loan associations," by adding one new section thereto, to be known as section seventeen.

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on judiciary.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES,  
Lansing, May 9, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 258, entitled

A bill to amend section 2 of title 4 and section 16 of title 5 of act No. 282 of the local acts of 1875, entitled "An act to revise the charter of the city of Lansing," approved March 25, 1875.

And to inform the Senate that the House has amended the bill as follows:

1. By striking out of line 2 of section 1 the words "and section 16 of title 5."
2. By striking out all of section 16, title five.

And further to inform the Senate that the House has amended the title by striking out the words and figures "and section 16 of title 5,"

In the passage of which as thus amended, and with the title so amended, the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The question being on concurring in the amendments made by the House to the bill,

On motion of Mr. Holbrook,

The Senate concurred, a majority of all the Senators elect voting therefor by yeas and nays as follows:

YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Gurney,	Mr. Ranney,
Blackwell,	Giddings,	Harshaw,	Toan,
Chapman,	Gilmore,	Holbrook,	Wesselius,
Colgrove,	Green,	Leavitt,	Wisner,
Den Herder,	Griffey,	McCormick,	President
Dunstan,	Grosfield,	Milnes,	<i>pro tem.</i> 23

NAYS.

0

The title as amended by the House was then agreed to.

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 9, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:  
House bill No. 785 (file No. 310), entitled

A bill to provide for the collection of specific taxes from corporations, co-partnerships, parties or persons, subject under any laws of this State to the payment of such taxes, to fix the time when such taxes become a lien upon the property of such corporations, co-partnerships, parties or persons, and to

define the property to which the lien shall attach; and to repeal act No. 57 of the session laws of 1872, approved March 29, 1872, and acts numbered 10 and 11 of the session laws of 1873, approved February 14, 1873, being sections numbered 1249 to 1256, both inclusive, of Howell's annotated statutes of 1882.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on judiciary.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, May 8, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill: House bill No. 449 (file No. 336), entitled

A bill to amend section 1 of chapter 9 of act No. 326 of the session laws of 1888, entitled "An act to provide a charter for the city of Detroit and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883, as amended by an act approved May 6, 1887.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on cities and villages.

By unanimous consent,

Mr. Dunstan moved that the committee of the whole be discharged from the further consideration of

Senate bill No. 141 (file No. 110), entitled

A bill to provide for the examining and licensing teachers in school district No. 1, of Calumet township, Houghton county, Mich.

Which motion prevailed.

On motion of Mr. Dunstan,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Berry,  
Blackwell,

Mr. Giddings,  
Green,

Mr. Holbrook,  
Leavitt,

Mr. Ranney,  
Taylor,

Mr. Den Herder,	Mr. Griffey,	Mr. McCormick,	Mr. Toan,	
Dunstan,	Grosfield,	Milnes,	Wesselius,	
Fox,	Gurney,	Palmer,	Wisner,	
Galbraith,	Harshaw,			22
NAYS.				0

Title agreed to.

On motion of Mr. Dunstan,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By unanimous consent:

On motion of Mr. Green,

The rules were suspended, two-thirds of all the Senators present voting therefor, and

House bill No. 159 (file No. 260), entitled

A bill making appropriations for the current expenses of the State Normal School for the years 1889 and 1890.

Was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Gurney,	Mr. Ranney,	
Berry,	Giddings,	Harshaw,	Taylor,	
Blackwell,	Gilmore,	Holbrook,	Toan,	
Chapman,	Green,	Leavitt,	Wesselius,	
Den Herder,	Griffey,	McCormick,	Wisner,	
Dunstan,	Grosfield,	Palmer,	President	
Fox,			<i>pro tem.</i> ,	25
NAYS.				0

Title agreed to.

On motion of Mr. Chapman,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

#### GENERAL ORDER.

On motion of Mr. Chapman,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Chapman to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

#### I.

The committee of the whole have had under consideration the following:

House bill No. 171, entitled,

A bill to change the name of Frederick G. O'Donnell to Fred Dusten,

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate and recommend its passage.

## II.

The committee of the whole have also had under consideration the following:

House bill No. 414 (file No. 125), entitled

A bill to amend sections 1, 2 and 8 of chapter 11, and section 42 of chapter 7, of act No. 326 of the local acts of 1883, entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883.

Have directed their chairman to report the same back to the Senate, with the recommendation that the consideration of the same be made the special order for Wednesday, May 15, 1889, at 2.30 o'clock P. M.

A. R. CHAPMAN, *Chairman.*

Report accepted.

The first named bill was placed on the order of third reading of bills.

On motion of Mr. Chapman,

The Senate concurred in the recommendation of the committee regarding the second named bill, and the consideration of the same was made the special order for Wednesday, May 15, 1889, at 2:30 o'clock P. M.

On motion of Mr. Dunstan,

The Senate adjourned.

*Lansing, Friday, May 10, 1889.*

The Senate met and was called to order by the President *pro tem.*, at 2 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Barringer and Gorman.

On motion of Mr. Babcock,

Leave of absence was granted to Mr. Barringer for the day.

On motion of Mr. Rentz,

Leave of absence was granted to Mr. Gorman for the day.

By unanimous consent:

Mr. Chapman offered the following resolution:

*Resolved*, That when the Senate adjourns today, it stands adjourned until 9 o'clock tomorrow morning.

Mr. Wisner moved to amend the resolution by striking out "tomorrow morning" and inserting in lieu thereof "Monday night."

Mr. Fox called for the yeas and nays.

The amendment was then agreed to, by yeas and nays as follows:

## YEAS.

Mr. Berry,  
Colgrove,  
Dunstan,  
Galbraith,  
Giddings,

Mr. Gilmore,  
Green,  
Griffey,  
Grosfield,  
Gurney,

Mr. Harshaw,  
McCormick,  
Palmer,  
Rentz,

Mr. Taylor,  
Toan,  
Wesselius,  
Wisner,

## NAYS.

Mr. Blackwell, Chapman,	Mr. Den Herder, Fox,	Mr. Holbrook, Milnes,	Mr. Ranney, President <i>pro tem.</i> , 8
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The resolution as thus amended was then adopted.

## PRESENTATION OF PETITIONS.

No. 488. By Mr. Toan: Communication of Mrs. C. B. Derthick, Mrs. L. E. Kimball, and other ladies of Ionia, requesting Senator Toan to vote for the passage of the municipal suffrage bill.

Referred to the committee on elections.

## REPORTS OF STANDING COMMITTEES.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 214, entitled

A bill to amend section 1, act No. 171, session laws of 1873, entitled "An act establishing a State agency for the care of juvenile offenders," approved April 29, 1873, as amended by act No. 87, public acts of 1875, approved March 19, 1875, being compiler's section 9894 of Howell's annotated statutes, as amended by act No. 168, public acts of 1885, approved June 10, 1885, amended by act No. 295 of public acts of 1887, approved June 8, 1887,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 384, entitled

A bill to amend section 4 of chapter 238 of the compiled laws of 1871, being compiler's section 8965 of Howell's annotated statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Reported accepted and committee discharged.

On motion of Mr. Palmer,

The bill was laid on the table.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 315, entitled

A bill to give jurisdiction to the supreme court in certain cases,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment,



and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on federal relations:

The committee on federal relations, to whom was referred

House bill No. 484, entitled

A bill to cede jurisdiction to the United States of America over lands owned and occupied and those to be acquired and occupied by the United States in the improvement of the Hay Lake channel,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

WM. TOAN, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on federal relations:

The committee on federal relations, to whom was referred

Senate bill No. 298, entitled

A bill to provide for the preservation of the monuments of the survey of the boundary line between Michigan and Ohio, and between Michigan and Indiana,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

WILLIAM TOAN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Toan,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

House bill No. 186 (file No. 77), entitled

A bill to amend act No. 20 of the session laws of 1855, entitled "An act for the incorporation of charitable societies," approved February 6, 1855, as the same is now amended, by adding thereto a new section to stand as section 7, relative to the powers of corporations organized under said act as asylums for children,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

F. B. GALBRAITH, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Galbraith,

The Senate concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on fisheries:

The committee on fisheries, to whom was referred

Senate bill No. No. 163, entitled

A bill to repeal act No. 35 of the laws of 1872, entitled "An act to provide for the protection of fish in the lakes, rivers and streams in the counties of Mecosta, Newaygo, Osceola, Wexford, Manistee, Grand Traverse, Leelanaw, Antrim, Emmet, Cheboygan, Mackinaw, Charlevoix and Barry," approved March 29, 1872, being compiler's sections 2191 and 2194, inclusive, of Howell's annotated statutes of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

T. S. GURNEY, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor, the following:

1. Senate bill No. 258, entitled

A bill to amend section 2 of title 4 of act No. 282 of the local acts of 1875, entitled "An act to revise the charter of the city of Lansing," approved March 25, 1875.

2. Senate bill No. 178 (file No. 120), entitled

A bill to provide for an additional circuit judge for the 17th judicial circuit, and to define the powers and duties of the judges of said circuit, and to provide for the manner of conducting the business of said court.

JAS. W. McCORMICK, *Chairman.*

Report accepted.

#### MESSAGES FROM THE GOVERNOR.

The President *pro tem.* announced the following:

EXECUTIVE OFFICE, }  
Lansing, May 8, 1889. }

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 261, being

An act to authorize and empower the Alma burying ground association, of the village of Alma, in the county of Gratiot, to transfer and convey certain cemetery property to the village of Alma, to be used for maintaining a cemetery.

C. G. LUCE.

*Governor.*

The message was laid on the table.

The President *pro tem.* also announced the following:

EXECUTIVE OFFICE, }  
Lansing, May 8, 1889. }

*To the Senate :*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 328 (file No. 91), being

An act to authorize the leasing of public buildings and parts thereof, in this State, to Grand Army posts at a nominal rent.

Also:

Senate bill No. 257 (file No. 142), being

An act to establish a State road in Bay county and place the same under the control of the stone road commissioners of Bay county.

C. G. LUCE,  
Governor.

The message was laid on the table.

The President *pro tem.* also announced the following:

EXECUTIVE OFFICE, }  
Lansing, May 9, 1889. }

*To the Senate :*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 209 (file No. 96), being,

An act to amend sections six and seven of act number two hundred and six of the session laws of eighteen hundred and eighty-one, approved June second, eighteen hundred and eighty-one, and being consecutive sections four hundred and seventeen and four hundred and eighteen of Howell's annotated statutes, relative to State institutions and regulations relating thereto.

Also:

Senate bill No. 18 (file No. 76), being

An act to amend section 11 of chapter 239 of the compiled laws of 1871, as amended by act number 189 of the laws of 1873, approved April 29, 1873, as amended by act number 50 of the session laws of 1877, being section 7443 of the compiled laws of 1871, as amended by act number 115 of the session laws of 1881, approved May 5, 1881, being section 11 of chapter 813 and compiler's section 9017 of Howell's annotated statutes, relative to "fees of sheriffs in executing process issued out of the courts of law and equity and by judicial and other officers and for other services."

C. G. LUCE, Governor.

The message was laid on the table.

The President *pro tem.* also announced the following:

EXECUTIVE OFFICE, }  
Lansing, May 9, 1889. }

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 327 (file No. 90), being

An act to amend sections 3 and 7 of act No. 37 of the public acts of 1883,

entitled "An act to incorporate the Grand Army of the Republic, department of Michigan, and subordinate posts of the Grand Army of the Republic," approved April 21, 1883, as amended by act number 155 of the public acts of 1887, approved June 7, 1887.

C. G. LUCE,  
Governor.

The message was laid on the table.

The President *pro tem.* also announced the following:

EXECUTIVE OFFICE, }  
Lansing, May 9, 1889. }

*To the Senate:*

I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 207 (file No. 52), being

An act to provide for an appropriation for the preparation, publication and distribution of the proceedings of the annual meetings of the Michigan superintendents of the poor for the years 1889 and 1890.

C. G. LUCE,  
Governor.

The message was laid on the table.

By unanimous consent:

Mr. Dunstan moved to take from the table

Senate bill No. 398, entitled

A bill to provide for the reorganization of mining and smelting corporations, the term of existence of which has expired by limitation.

Which motion prevailed.

On motion of Mr. Dunstan,

The bill was referred to the committee on judiciary.

By unanimous consent:

Mr. Dunstan moved to take from the table

Senate bill No. 399, entitled

A bill to provide for the re-organization of mining and smelting corporations, the term of existence of which is about to expire by limitation.

Which motion prevailed.

On motion of Mr. Dunstan,

The bill was referred to the committee on judiciary.

The Senate took up the order of

#### REPORTS OF STANDING COMMITTEES.

By the committee on military affairs:

The committee on military affairs, to whom was referred

House bill No. 569 (file No. 286), entitled

A bill to amend section 6 of act No. 152 of the session laws of 1885, entitled "An act to authorize the establishment of a home for disabled soldiers, sailors and marines in the State of Michigan. Approved June 5, 1885,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further the consideration of the subject.

A. MILNES, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By unanimous consent:

Mr. Colgrove moved to take from the table

Senate bill No. 342, entitled

A bill to provide for the establishing of trunk line road districts and for the maintenance of trunk line highways within said districts.

Which motion prevailed.

On motion of Mr. Colgrove,

The bill was referred to the committee on roads and bridges.

By unanimous consent:

Mr. Fox offered the following resolution:

*Resolved*, That after Monday next the daily sessions of the Senate commence at 10 o'clock A. M.

The question being on the adoption of the resolution,

The resolution was not adopted.

On motion of Mr. Taylor,

The Senate went into

#### EXECUTIVE SESSION,

The time being 2:30 o'clock P. M.

The executive session closed, the time being 2:35 o'clock P. M.

#### MOTIONS AND RESOLUTIONS.

Mr. Fox moved to take from the table

House bill No. 411 (file No. 359), entitled

A bill to provide for the penalty of death in certain cases of murder.

Which motion prevailed.

On motion of Mr. Fox,

The consideration of the bill was made the special order for next Thursday, May 16, 1889, at 2:30 o'clock P. M.

Mr. Galbraith offered the following concurrent resolution:

*WHEREAS*, At the recent Washington Centennial Celebration in New York, the Michigan Military Academy cadets distinguished themselves by their great proficiency in the manual of arms, their excellent marching, their dignified and soldierly bearing, their gentlemanly deportment and good behavior, and for the second time have reflected great credit and renown upon themselves and upon the State of Michigan; therefore be it jointly

*Resolved by the Members of the Senate and House of Representatives in session assembled*, That they extend to the Orchard Lake Cadets their thanks and acknowledge their appreciation of the credit and honor reflected upon the State by them.

The question being on the adoption of the resolution,

The resolution was adopted.

Mr. Galbraith offered the following concurrent resolution:

*WHEREAS*, The State of Michigan was represented at the Washington centennial celebration at New York by his Excellency, Cyrus G. Luce, Governor, and

*WHEREAS*, In absence of any action of the Legislature providing an escort and attendant for the Governor, the Detroit Light Infantry, a company com-

manded by Lieutenant Lothrop, voluntarily attended said celebration and assisted as such escort, in a manner that won high praise from the press of the country, and especially of New York city, and did great credit to the State; and

WHEREAS, It seems proper that the State reimburse the Governor for his actual expenses, and pay to the members of said company the actual cost of their transportation to and from New York; therefore

*Resolved by the Senate* (the House concurring), That the Auditor General be and he is hereby instructed to draw a warrant in favor of the Governor for the sum of \$101 for such expenses, and to draw a warrant payable to said Lieutenant Lothrop for the sum of \$1,170 for distribution among his men for the purpose of refunding to them the cost of such transportation.

The question being on the adoption of the resolution,

Mr. Fox moved that the resolution be referred to the committee on military affairs,

Which motion prevailed.

By unanimous consent:

By the committee on State affairs:

The committee on State affairs to whom was referred

House joint resolution No. 23, entitled

Joint resolution for the relief of Geo. W. Case,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. IRVING BABCOCK, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

Mr. Palmer moved to take from the table

House bill No. 248, entitled

A bill to amend sections 3 and 4 of an act entitled "An act relative to justices' courts in the city of Detroit," being act No. 280 of the public acts of 1883, as amended by act No. 272 of the public acts of 1885.

Which motion prevailed.

On motion of Mr. Palmer,

The bill was re-committed to the committee on judiciary.

#### MESSAGES FROM THE HOUSE.

The president *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 9, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 673 (file No. 339), entitled

A bill to organize fractional school district No. 1 of the city and township of Ironwood, in the county of Gogebic.

2. House bill No. 261 (file No. 315), entitled

A bill making an appropriation for the State Industrial Home for Girls for the years 1889 and 1890.

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and Pending its reference to a committee,

On motion of Mr. Dunstan,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Fox,	Mr. Harshaw,	Mr. Rentz,
Berry,	Giddings,	Holbrook,	Toan,
Blackwell,	Green,	Leavitt,	Wesselius,
Chapman,	Griffey,	McCormick,	Wisner,
Den Herder,	Grosfield,	Milnes,	President
Dunstan,	Gurney,	Ranney,	<i>pro tem.</i> , 23

#### NAYS.

0

Title agreed to.

On motion of Mr. Dunstan.

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The second named bill was read a first and second time by its title, and referred to the committee on Industrial Home for Girls.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, May 10, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 92 (file No. 324), entitled

A bill to amend sections 5, 12, 13, 14 and 15 of act No. 182 of the public acts of 1885, as amended by acts Nos. 47 and 105 of the public acts of 1887, entitled "An act to provide for the appointment of a State live stock commission and veterinarian and to prescribe their powers and duties and to prevent and suppress contagious diseases among the live stock of the State," and to add a new section thereto to stand as section six of said act.

2. House bill No. 313 (file No. 536), entitled

A bill to amend sections 7439 and 7440 of the compiled laws of Michigan of 1871, as amended by act No. 140 of the session laws of 1873, being sections 537 and 538 of Howell's annotated statutes of Michigan, relative to register and clerks for the probate court of Wayne county.

## 3. House bill No. 229 (file No. 282), entitled

A bill to authorized the township board of the township of Superior, in Washtenaw county, to appropriate the highway tax of the Ypsilanti Paper Company for the rebuilding or repairing of a bridge built by said paper company and situated on section five in the township of Ypsilanti, in Washtenaw county,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on public health.

The second named bill was read a first and second time by its title, and referred to the committee on judiciary.

The third named bill was read a first and second time by its title, and referred to the committee on judiciary.

## THIRD READING OF BILLS.

## Senate bill No. 137 (file No. 108), entitled

A bill to authorize the township board of the township of Grand Rapids, in the county of Kent, to establish and maintain a fire district within the limits of section 29 of said township, and to provide fire protection within the same.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Leavitt,	Mr. Taylor,
Berry,	Gilmore,	McCormick,	Toan,
Blackwell,	Griffey,	Milnes,	Wesselius,
Colgrove,	Gurney,	Palmer,	Wisner,
Den Herder,	Harshaw,	Ranney,	President
Dunstan,	Holbrook,	Rentz,	<i>pro tem.</i> , 23

## NAYS.

0

Title agreed to.

On motion of Mr. Wesselius,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

## Senate bill No. 135 (file No. 106), entitled

A bill to authorize the township board of the township of Grand Rapids, county of Kent, to provide and maintain street lamps for the lighting of the streets and highways of the west one-half of section twenty-nine (29) in said township.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:



A bill making an appropriation for the State Industrial Home for Girls for the years 1889 and 1890.

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and Pending its reference to a committee,

On motion of Mr. Dunstan,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Fox,	Mr. Harshaw,	Mr. Rentz,
Berry,	Giddings,	Holbrook,	Toan,
Blackwell,	Green,	Leavitt,	Wesselius,
Chapman,	Griffey,	McCormick,	Wisner,
Den Herder,	Grosfield,	Milnes,	President
Dunstan,	Gurney,	Ranney,	<i>pro tem.</i> , 23

#### NAYS.

0

Title agreed to.

On motion of Mr. Dunstan,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

The second named bill was read a first and second time by its title, and referred to the committee on Industrial Home for Girls.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
Lansing, May 10, 1889. }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 92 (file No. 324), entitled

A bill to amend sections 5, 12, 13, 14 and 15 of act No. 182 of the public acts of 1885, as amended by acts Nos. 47 and 105 of the public acts of 1887, entitled "An act to provide for the appointment of a State live stock commission and veterinarian and to prescribe their powers and duties and to prevent and suppress contagious diseases among the live stock of the State," and to add a new section thereto to stand as section six of said act.

2. House bill No. 313 (file No. 536), entitled

A bill to amend sections 7439 and 7440 of the compiled laws of Michigan of 1871, as amended by act No. 140 of the session laws of 1873, being sections 537 and 538 of Howell's annotated statutes of Michigan, relative to register and clerks for the probate court of Wayne county.

## 3. House bill No. 229 (file No. 282), entitled

A bill to authorized the township board of the township of Superior, in Washtenaw county, to appropriate the highway tax of the Ypsilanti Paper Company for the rebuilding or repairing of a bridge built by said paper company and situated on section five in the township of Ypsilanti, in Washtenaw county,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on public health.

The second named bill was read a first and second time by its title, and referred to the committee on judiciary.

The third named bill was read a first and second time by its title, and referred to the committee on judiciary.

## THIRD READING OF BILLS.

## Senate bill No. 137 (file No. 108), entitled

A bill to authorize the township board of the township of Grand Rapids, in the county of Kent, to establish and maintain a fire district within the limits of section 29 of said township, and to provide fire protection within the same.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Leavitt,	Mr. Taylor,
Berry,	Gilmore,	McCormick,	Toan,
Blackwell,	Griffey,	Milnes,	Wesselius,
Colgrove,	Gurney,	Palmer,	Wisner,
Den Herder,	Harshaw,	Ranney,	President
Dunstan,	Holbrook,	Rentz,	<i>pro tem.</i> , 23

## NAYS.

0

Title agreed to.

On motion of Mr. Wesselius,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

## Senate bill No. 135 (file No. 106), entitled

A bill to authorize the township board of the township of Grand Rapids, county of Kent, to provide and maintain street lamps for the lighting of the streets and highways of the west one-half of section twenty-nine (29) in said township.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Fox,	Mr. Leavitt,	Mr. Taylor,
Berry,	Galbraith,	McCormick,	Toan,
Blackwell,	Gilmore,	Milnes,	Wesselius,
Colgrove,	Griffey,	Palmer,	Wisner,
Den Herder,	Harshaw,	Ranney,	President
Dunstan,	Holbrook,	Rentz,	<i>pro tem.</i> , 23

## NAYS.

0

Title agreed to.

On motion of Mr. Wesselius,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 131 (file No. 80), entitled

A bill to amend sections 1 and 4 of chapter 54 of Howell's annotated statutes, being compiler's sections 2015 and 2018, relating to observance of the first day of the week, and the prevention and punishment of immorality, and to add a new section thereto to stand as section 9.

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays as follows:

## YEAS.

Mr. Berry,	Mr. Dunstan,	Mr. Green,	Mr. Ranney,
Chapman,	Fox,	Holbrook,	Taylor,
Colgrove,	Giddings,	Milnes,	Toan,
Den Herder	Gilmore,	Palmer,	Wesselius,

## NAYS.

16

Mr. Galbraith,	Mr. Harshaw,	Mr. McCormick,	Mr. Wisner
Griffey,			5

Mr. Palmer moved to reconsider the vote by which the Senate refused to pass the bill.

Which motion prevailed.

The question being on the passage of the bill,

The bill was then not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Berry,	Mr. Den Herder,	Mr. Holbrook,	Mr. Taylor,
Blackwell,	Fox,	Milnes,	Toan,
Chapman,	Gilmore,	Palmer,	President
Colgrove,	Green,	Ranney,	<i>pro tem.</i> , 15

## NAYS.

Mr. Galbraith,	Mr. Grosfield,	Mr. Leavitt,	Mr. Rentz,
Griffey,	Harshaw,	McCormick,	Wisner,
			8

## GENERAL ORDER,

On motion of Mr. Chapman,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. Milnes to the chair.

After some time spent therein, the committee rose, and, through their chairman made the following report:

### I.

The committee of the whole have had under consideration the following:

House bill No. 492 (file No. 158), entitled

A bill to provide for the compensation of the coroners of Wayne county.

House bill No. 165, entitled

A bill to prevent fishing during the months of December, January, February, March and April in the inland lakes in the counties of Alpena and Presque Isle.

Senate bill No. 251 (file No. 140), entitled

A bill to legalize certain public improvement bonds of the township of Kalkaska, in the county of Kalkaska.

Senate bill No. 93 (file No. 143), entitled

A bill to provide for printing and posting at each polling place in this State all propositions submitted by the Legislature for amending the Constitution of the State.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

### II.

The committee of the whole have also had under consideration the following:

Senate bill No. 108 (file No. 127), entitled

A bill to authorize the township board of any township to license hawkers, peddlers and pawnbrokers and hawking and peddling, and to regulate and license the sale or peddling of goods, wares, merchandise, refreshments or any kind of property or thing by persons going about from place to place in the township for that purpose, or from any stand, cart, vehicle or other device in the streets, highways or in or upon wharves, docks, open places or spaces, public grounds or buildings in the township, and to provide a forfeiture for every person who, without license, or contrary to the terms of any license granted to him, shall exercise any occupation or trade, or do anything in respect to which any license shall be required by any resolution or regulation of the township board made or passed under authority of this act,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

ALFRED MILNES, *Chairman.*

Report accepted.

The first named bills were placed on the order of third reading of bills.

On motion of Mr. Milnes,

The Senate concurred in the amendments made to the second named bill, and the same was placed on the order of third reading of bills.

On motion of Mr. Harshaw,

The rules were suspended, two-thirds of all the Senators present voting therefor, and

House bill No. 165, entitled

A bill to prevent fishing during the months of December, January, Febru-

ary, March and April in the inland lakes in the counties of Alpena and Presque Isle,

Was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Harshaw,	Mr. Palmer,
Berry,	Giddings,	Holbrook,	Ranney,
Blackwell,	Gilmore,	Leavitt,	Rentz,
Chapman,	Green,	McCormick,	Taylor,
DenHerder,	Griffey,	Milnes,	Toan,
Fox,	Grosfield,		

22

## NAYS.

0

Title agreed to.

On motion of Mr. Harshaw,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Holbrook,

The rules were suspended, two-thirds of all the Senators present voting therefor, and

Senate bill No. 154 (file No. 38), entitled

A bill to amend sections 2 and 7 of act No. 169 of the public acts of 1881, entitled "An act to revise and consolidate the several acts relating to the care and management of the State Library," approved May 31, 1881,

Was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Harshaw,	Mr. Palmer,
Berry,	Gilmore,	Holbrook,	Ranney,
Blackwell,	Green,	Leavitt,	Rentz,
Den Herder,	Griffey,	McCormick,	Toan,
Fox,	Grosfield,	Milnes,	President
Galbraith,			<i>pro tem.</i> , 21

## NAYS.

0

Title agreed to.

On motion of Mr. Holbrook,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Grosfield,

The rules were suspended, two-thirds of all the Senators present voting therefor, and

House bill No. 492 (file No. 158), entitled

A bill to provide for the compensation of the coroners of Wayne county,

Was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Holbrook,	Mr. Ranney,
Berry,	Green,	Leavitt,	Rentz,
Blackwell,	Griffey,	McCormick,	Toan,
Den Herder,	Grosfield,	Milnes,	President
Galbraith,	Harshaw,	Palmer,	<i>pro tem.</i> , 19

## NAYS.

0

Title agreed to.

On motion of Mr. Grosfield,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. Berry,

The rules were suspended, two-thirds of all the Senators present voting therefor, and

Senate bill No. 251 (file No. 140), entitled

A bill to legalize certain public improvement bonds of the township of Kalkaska, in the county of Kalkaska,

Was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Harshaw,	Mr. Palmer,
Berry,	Gilmore,	Holbrook,	Ranney,
Blackwell,	Green,	Leavitt,	Rentz,
Den Herder,	Griffey,	McCormick,	Toan,
Fox,	Grosfield,	Milnes,	President
Galbraith,			<i>pro tem.</i> , 21

## NAYS.

0

Title agreed to.

On motion of Mr. Berry,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

On motion of Mr. McCormick,

The Senate adjourned.

The President *pro tem.* announced that the Senate would stand adjourned until Monday next at 9 o'clock P. M.

*Lansing, Monday, May 13, 1889.*

The Senate met and was called to order by the President *pro tem.*, at 9 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Barringer, Berry, Den Herder, Gilmore, Gorman, Green, Nagel, Toan, Grosfield, Harshaw and Rentz.

On motion of Mr. Giddings,

Leave of absence was granted to all absentees for the day.

MESSAGES FROM THE HOUSE.

The President *pro tem.* announced the following:

HOUSE OF REPRESENTATIVES, {  
*Lansing, May 10, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:  
House bill No. 750 (file No. 319), entitled

A bill to amend sections 2 and 3 of chapter 2 of act No. 326 of the local acts of 1883, entitled "An act to provide a charter for the city of Detroit and to repeal all acts and parts of acts in conflict therewith," approved June 1, 1883, relative to registration of electors and elections,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title, and referred to the committee on cities and villages.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, {  
*Lansing, May 10, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 270 (file No. 338), entitled

A bill making an appropriation for the support of the State Public School for the years 1889 and 1890, for making improvements at the institution and to provide a tax for the same.

2. House bill No. 205 (file No. 269), entitled

A bill to amend section 1 of act No. 351 of the local acts of 1887, entitled "An act to incorporate the village of Oakley, Saginaw county," approved February 21, 1887.

3. House bill No. 583 (file No. 329), entitled

A bill to amend chapter 201 of the compiled laws of 1871 as amended, being chapter 275 of Howell's annotated statutes, relative to proceedings against debtors in attachment, by adding one section thereto to stand as section 32,

Which have passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
 DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on State Public School.

The second named bill was read a first and second time by its title and referred to the committee on cities and villages.

The third named bill was read a first and second time by its title and referred to the committee on judiciary.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, May 10, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 428 (file No. 348), entitled

A bill to provide for the joint erection of soldiers' monumental buildings by townships, incorporated villages and cities, and to permit the same to unite with any Grand Army post in the erection of such buildings.

2. House bill No. 362 (file No. 320), entitled

A bill to amend section 3 of chapter 83 of the compiled laws of 1871, the same being section 3754 of Howell's annotated statutes of Michigan, relative to the formation of corporations for the purpose of engaging in commerce or navigation.

Which have passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
 DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committees on military affairs and Soldiers' Home.

The second named bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, May 10, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 106 (file No. 40), entitled

A bill to amend section 3067 of the compiled laws of 1871, being section 4630 of chapter 170 of Howell's annotated statutes, relative to churches and religious societies,



In the passage of which the House has concurred by a majority vote of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES,  
*Lansing, May 10, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 91 (file No. 31), entitled

A bill to amend section 7852 of Howell's annotated statutes, being section 6268 of the compiled laws of 1871, relative to the partition of lands,

In the passage of which the House has concurred by a majority vote of all the members elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the members elect.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES,  
*Lansing, May 10, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bills:

1. House bill No. 274 (file No. 267), entitled

A bill to alter the boundaries of and detach certain lands from union school district of the city of Owosso.

2. House bill No. 313, entitled

A bill to authorize the city of East Saginaw to borrow money for the construction of a city hall building.

3. House bill No. 525 (file No. 314), entitled

A bill to provide for the appointment of a stenographer for the probate court of the county of Wayne, and for the police courts of the city of Detroit, to prescribe his duties and fix his compensation.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The first named bill was read a first and second time by its title, and referred to the committee on education and public schools.

The second named bill was read a first and second time by its title, and referred to the committee on judiciary.

The third named bill was read a first and second time by its title and referred to the committee on judiciary.

On motion of Mr. Colgrove,  
The Senate adjourned.

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*Lansing, Tuesday, May 14, 1889.*

The Senate met and was called to order by the President *pro tem.* at 2 o'clock P. M.

Roll called: a quorum present.

Absent without leave: Messrs. Barringer, Berry, Gilmore and Gorman.

On motion of Mr. Rentz,

Leave of absence was granted to all absentees for the day.

#### PRESENTATION OF PETITIONS.

No. 489. By Mr. Ranney: Petition of certain citizens of Kalamazoo, relative to the inspection of beef on the hoof.

Referred to the committee on cities and villages.

No. 490. By Mr. Taylor: Petition of Fred'k Woolfenden, George R. Angell, R. W. King and 110 other citizens of Detroit for the incorporation of the "Cass Home."

Referred to the committee on banks and incorporations.

No. 491. By Mr. Toan: Petition of certain citizens of Otisco, relative to the garnishee laws of this State.

Referred to the committee on judiciary.

#### REPORTS OF STANDING COMMITTEES.

By the special committee on elections:

The special committee on elections, to whom was referred

Senate bill No. 322, entitled

A bill to preserve the purity of elections and guard against abuses of the elective franchise,

Respectfully report that they have had the same under consideration, and have directed me to report to the Senate a proposed substitute therefor, with the recommendation that the substitute so proposed be printed for the use of the committee.

ROSWELL LEAVITT, *Chairman.*

Report accepted.

The substitute was ordered printed for the use of the committee.

By the committees on finance and appropriations and judiciary jointly:

The committees on finance and appropriations and judiciary jointly, to whom was referred

Senate joint resolution No. 2 (file No. 2), entitled

Joint resolution authorizing the board of State auditors to investigate,

examine and settle any claim found to be due Messrs. Farrand & Shank of the city of Lansing, Ingham county, and Messrs. Burrough & Co. of the city of Flint, in Genesee county, against the State of Michigan, for damages sustained by reason of the passage of act number 186 of the public acts of 1885, entitled "An act to prevent deception in the manufacture and sale of dairy products, and to preserve the public health,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

A. R. CHAPMAN, *Chairman Finance and Appropriations.*

L. G. PALMER, *Chairman Judiciary.*

Report accepted and committee discharged.

On motion of Mr. Chapman,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

1. Senate bill No. 91 (file No. 31), entitled

A bill to amend section 6268 of the compiled laws of 1871, being section 7852 of Howell's annotated statutes, relative to the partition of lands.

2. Senate bill No. 106 (file No. 40), entitled

A bill to amend section 3067 of the compiled laws of 1871, being section 4630 of chapter 170 of Howell's annotated statutes, relative to churches and religious societies.

JAS. W. McCORMICK, *Chairman.*

Report accepted.

By the committee on State public school:

The committee on State public school, to whom was referred

House bill No. 270 (file No. 338), entitled

A bill making an appropriation for the support of the State Public School for the years 1889 and 1890, and for making improvements at that institution and to provide a tax for the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

J. W. GIDDINGS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on finance and appropriations.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 601 (file No. 250), entitled

A bill to amend sections 4, 5, 18, 37, 41, 42, 46, 47, 50, 57, 60, 66, 85, 87, 88, 102 and 111 of act No. 219 of the session laws of 1873, entitled "An act to incorporate the city of Ionia," approved March 21, 1873, and all acts and parts of acts amendatory thereof; to repeal sections 69, 95 and 96 of said act as amended, and to add thereto one new section to stand as section 113,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment,

and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 321, entitled

A bill to authorize the village of Sherman in the county of Wexford, to raise money to make public improvements in said village and to issue bonds therefor and to provide for the levy of taxes therein to pay the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Giddings,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Holbrook,	Mr. Ranney,
Blackwell,	Giddings,	Leavitt,	Rentz,
Chapman,	Green,	McCormick,	Toan,
Colgrove,	Griffey,	Milnes,	Weaselius,
Den Herder,	Grosfield,	Nagel,	Wisner,
Dunstan,	Gurney,	Palmer,	Pres't <i>pro tem</i> .
Fox,	Harshaw,		26

#### NAYS.

0

Title agreed to.

On motion of Mr. Giddings,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on cities and villages:

The committee on cities and villages, to whom was referred

House bill No. 205 (file No. 269), entitled

A bill to amend section 1 of act No. 351 of the local acts of 1887, entitled "An act to incorporate the village of Oakley, Saginaw county," approved February 21, 1887,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

P. RANNEY, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Wisner,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Babcock,	Mr. Galbraith,	Mr. Harshaw,	Mr. Rentz,
Blackwell,	Giddings.	McCormick,	Taylor,
Chapman,	Green,	Milnes,	Toan,
Colgrove,	Griffey,	Nagel,	Wesselius,
Den Herder,	Grosfield,	Palmer,	Wisner,
Fox,	Gurney,	Ranney,	President
			<i>pro tem.</i> , 24

NAYS.

0

Title agreed to.

On motion of Mr. Wisner,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 304 (file No. 308), entitled

A bill to amend section 7412 of the compiled laws of 1871, being section 27 of chapter 312 of Howell's annotated statutes of Michigan, relative to costs and the recovery and taxation thereof in civil cases.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 313, entitled

A bill to authorize the city of East Saginaw to borrow money for the construction of a city hall building,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wisner,

The rules were suspended, two-thirds of all the Senators present voting therefor, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor by yeas and nays, as follows:

## YEAS.

Mr. Babcock,	Mr. Green,	Mr. Leavitt,	Mr. Rentz,
Blackwell,	Griffey,	McCormick,	Taylor,
Chapman,	Grosfield,	Milnes,	Toan,
Den Herder,	Gurney,	Nagel,	Wesselius,
Fox,	Harshaw,	Palmer,	Wisner,
Galbraith,	Holbrook,	Ranney,	President
Giddings,			<i>pro tem.</i> , 25

## NAYS.

0

Title agreed to.

On motion of Mr. Wisner,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

By the committee on judiciary:

The committee on judiciary, to whom was referred

Senate bill No. 398, entitled,

A bill to provide for the re-organization of mining and smelting corporations, the time of existence of which has expired by limitation.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate with the accompanying substitute therefor, entitled

A bill to provide for the re-organization of corporations for mining, smelting and manufacturing iron, copper, silver, mineral coal and other ores or minerals, the time of existence of which has heretofore expired, or may hereafter expire by limitation, and to fix the duties and liabilities of such renewed corporations,

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Palmer,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 525 (file No. 314), entitled

A bill to provide for the appointment of a stenographer for the probate court of the county of Wayne, and for the police courts of the city of Detroit, to prescribe his duties and fix his compensation,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred

House bill No. 229 (file No. 282), entitled

A bill to authorize the township board of the township of Superior, in Washtenaw county, to appropriate the highway tax of the Ypsilanti Paper Company for the rebuilding or repairing of a bridge built by said paper company and situated on section five in the township of Ypsilanti, Washtenaw county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Palmer,

The bill was laid on the table.

By the committee on judiciary :

The committee on judiciary, to whom was referred

House bill No. 536 (file No. 313), entitled

A bill to amend sections 7439 and 7440 of the compiled laws of Michigan of 1871, as amended by act No. 140 of the session laws of 1873, being sections 537 and 538 of Howell's annotated statutes of Michigan, relative to register and clerks for the probate court of Wayne county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on judiciary :

The committee on judiciary, to whom was referred

Senate bill No. 247, entitled

A bill to repeal Sec. 44, added to compiled laws of 1871 by act 137 of session laws of 1887, relative to divorce.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill relative to divorce proceedings, and to repeal act No. 137 of the public acts of 1887,

Recommending that the substitute be printed for the use of the committee.

L. G. PALMER, *Chairman.*

Report accepted.

The substitute was ordered printed for the use of the committee.

By the committee on judiciary :

The committee on judiciary, to whom was referred

Senate bill No. 9, entitled

A bill to repeal Act No. 262, of the Public Acts of 1887, entitled, An Act to provide for reporting all mortgages by the several registers of deeds of this State to the supervisors and assessing officers of their respective counties and

to the registers of deeds of other counties wherein the mortgagees reside, for assessment purposes and providing blank form books therefor, also prescribing the duties of registers of deeds relative to the recording of mortgages,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it be indefinitely postponed, and ask to be discharged from the further consideration of the subject.

L. G. PALMER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Palmer,

The consideration of the bill was indefinitely postponed.

#### MESSAGES FROM THE HOUSE.

The President *pro tem.* also announced the following :

HOUSE OF REPRESENTATIVES, }  
Lansing, May 14, 1889. }

*To the President of the Senate :*

Sir—I am instructed by the House to transmit the following entitled bill:  
House bill No. 219 (file No. 279), entitled

A bill to provide for the construction, repairing and maintaining of bridges, culverts and approaches thereto in the village of Bellevue, and to provide for the payment therefor by the township of Bellevue, the same as though the village of Bellevue had no corporate existence.

Which has passed the House by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect been ordered to take immediate effect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The bill was read a first and second time by its title and referred to the committee on cities and villages.

The President *pro tem.* also announced the following :

HOUSE OF REPRESENTATIVES, }  
Lansing, May 14, 1889. }

*To the President of the Senate :*

Sir—I am instructed by the House to transmit the following concurrent resolution :

*Resolved by the House* (the Senate concurring), That the Secretary of State be and is hereby instructed to have the manuals of 1889 that are to be issued to the libraries of graded schools marked "State property" on both covers before issuing them to the graded schools,

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

The question being on concurring in the adoption of the resolution,  
The resolution was adopted.

The President *pro tem.* also announced the following :



HOUSE OF REPRESENTATIVES, }  
*Lansing, May 14, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to return the following concurrent resolution:

WHEREAS, At the recent Washington centennial celebration in New York the Michigan Military Academy cadets distinguished themselves by their great proficiency in the manual of arms, their excellent marching, their dignified and soldierly bearing, their gentlemanly deportment and good behavior, and for the second time have reflected great credit and renown upon themselves and upon the State of Michigan, therefore be it jointly

*Resolved*, by the members of the Senate and House of Representatives in session assembled, that they extend to the Orchard Lake cadets their thanks, and acknowledge their appreciation of the credit and honor reflected upon the State by them,

In the adoption of which the House has concurred.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives.*

The message was laid on the table.

The President *pro tem.* also announced the following:

HOUSE OF REPRESENTATIVES, }  
*Lansing, May 14, 1889.* }

*To the President of the Senate:*

SIR—I am instructed by the House to transmit the following entitled bill:

House bill No. 428 (file No. 343), entitled

A bill to provide for the relief, outside of the Soldiers' Home, of honorably discharged indigent union soldiers, sailors and marines, and the indigent wives widows and minor children of such indigent or deceased union soldiers, sailors and marines,

Which has passed the House by a majority vote of all the members elect, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

DANIEL L. CROSSMAN,

*Clerk of the House of Representatives..*

The bill was read a first and second time by its title, and referred to the committees on Soldiers' Home, and military affairs, jointly.

#### MOTIONS AND RESOLUTIONS.

Mr. Babcock moved to take from the table

Senate bill No. 50, entitled

A bill to regulate the rental allowed for the use of telephones and fixing a penalty for its violation.

Which motion prevailed.

Mr. Babcock moved that the further consideration of the bill be indefinitely postponed.

Pending which,

Mr. Colgrove moved that the bill be ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Wisner moved to amend that the bill be referred to the committee on judiciary.

Which amendment was not agreed to.

The original motion then prevailed and the bill was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Green offered the following concurrent resolution:

*Resolved* (the House concurring), That the Agricultural College cadets be and are hereby respectfully invited to give an exhibition drill on the capitol grounds, at some date before the close of this session of the Legislature, to be named by themselves.

The question being on the adoption of the resolution,

The resolution was adopted.

### THIRD READING OF BILLS.

House bill No. 718 (file No. 183), entitled

A bill to authorize the Ovid Union Agricultural Society to reorganize and increase its capital stock from \$5,000 to \$7,500.

Pending third reading of which,

On motion of Mr. Wesselius,

The bill was laid on the table.

Senate bill No. 54 (file No. 88), entitled

A bill to provide for a uniformity of text books in the primary schools of the county of Huron, Michigan.

Pending third reading of which,

On motion of Mr. Fox,

The bill was laid on the table.

House bill No. 171, entitled,

A bill to change the name of Frederick G. O'Donnell to Fred Dusten,

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Babcock,	Mr. Giddings,	Mr. Leavitt,	Mr. Rentz,
Chapman,	Green,	McCormick,	Taylor,
Colgrove,	Griffey,	Milnes,	Toan,
Den Herder,	Grosfield,	Nagel,	Wesselius,
Dunstan,	Gurney,	Palmer,	Wisner,
Fox,	Harshaw,	Ranney,	President
Galbraith,	Holbrook,		<i>pro tem.</i> , 26

### NAYS.

0

Title agreed to.

On motion of Mr. Dunstan,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

Senate bill No. 93 (file No. 143), entitled

A bill to provide for printing and posting at each polling place in this State all propositions submitted by the Legislature for amending the Constitution of the State.

Was read a third time, and pending the taking of the vote thereon,

Mr. Babcock, by unanimous consent, moved to amend the bill as follows:

By striking out of line 2 of section 2 the word "ninety" and inserting in lieu thereof the word "thirty."

Which motion prevailed and the bill was so amended.

The bill as amended was then passed, a majority of all the Senators elect voting therefor by yeas and nays, as follows:

#### YEAS.

Mr. Babcock,	Mr. Green,	Mr. McCormick,	Mr. Rentz,	
Colgrove,	Griffey,	Milnes,	Taylor,	
Dunstan,	Grosfield,	Nagle,	Toan	
Galbraith,	Harshaw,	Palmer	Wesselius,	
Giddings,	Leavitt,	Ranney,	Wisner,	20

#### NAYS.

Mr. Chapman,	Mr. Den Herder,	Mr. Gurney,	3
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Title agreed to.

Senate bill No. 108 (file No. 127), entitled

A bill to authorize the township board of any township to license hawkers, peddlers and pawnbrokers and hawking and peddling, and to regulate and licence the sale or peddling of goods, wares, merchandise, refreshments or any kind of property or thing by persons going about from place to place in the township for that purpose, or from any stand, cart, vehicle or other device in the streets, highways or in or upon wharves, docks, open places or spaces, public grounds or buildings in the township, and to provide a forfeiture for every person who, without license, or contrary to the terms of any license granted to him, shall exercise any occupation or trade, or do anything in respect to which any license shall be required by any resolution or regulation of the township board made or passed under authority of this act.

Was read a third time, and pending the taking of the vote thereon,

Mr. Colgrove moved that the bill be referred to the committee on judiciary.

Which motion prevailed.

#### GENERAL ORDER.

On motion of Mr. Giddings,

The Senate went into committee of the whole on the general order, whereupon,

The President called Mr. McCormick to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

#### I.

The committee of the whole have had under consideration the following:

Senate bill No. 47 (file No. 119), entitled

A bill to amend sections 5622 and 5623 of the compiled laws of 1871, being compiler's sections 7173 and 7174, of Howell's annotated statutes, and to repeal sections 5626 and 5644 of the compiled laws of 1871, being compiler's sections 7177 and 7195, of Howell's annotated statutes, relative to attorneys, solicitors and counselors,

House substitute for Senate bill No. 92 (file No. 284), entitled

A bill to amend section 5700 of Howell's annotated statutes, being section

4242 of the compiled laws of 1871, relative to the recording of conveyances of real estate.

House bill No. 719 (file No. 288), entitled

A bill to authorize the village of Laingsburg, Shiawassee county, to raise money to make public improvements in said villrge, to issue bonds therefor, and to provide for the levy of taxes therein to pay the same.

House bill No. 798 (file No. 328), entitled

A bill to provide for the punishment of crimes in certain cases.

Senate bill No. 292 (file No. 145), entitled

A bill to lay out, establish and provide for the construction of the Bay de Noc and Lake Superior State road.

House bill No. 561, (file No. 280), entitled

A bill making an appropriation for repairs on laborer's cottage, and for water pipes and connections for fire protection for the Eastern Asylum for Insane.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate and recommend their passage.

## II.

The committee of the whole have also had under consideration the following:

House bill No. 376 (file No. 262), entitled

A bill to amend section 25 of chapter 244 of the compiled laws of 1871, being compiler's section 7534, as amended by act No. 191 of the public acts of 1875, being compiler's section 9099 of Howell's annotated statutes, relative to offenses against the lives and persons of individuals,

Have stricken out all after the enacting clause thereof, and ask the concurrence of the Senate in their action.

J. W. McCORMICK, *Chairman.*

Report accepted.

The first named bills were placed on the order of third reading of bills.

Pending concurrence in the recommendation of the committee of the whole concerning the second named bill,

On motion of Mr. Palmer,

The same was recommitted to the committee of the whole and placed on the general order.

On motion of Mr. Wesselius,

The Senate adjourned.

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*Lansing, Wednesday May 15, 1889.*

The Senate met and was called to order by the President *pro tem.* at 2 o'clock P. M.

Roll called: a quorum present.

On motion of Mr. Chapman,

Leave of absence was granted to himself indefinitely on account of illness of his father.

## REPORTS OF STANDING COMMITTEES.

By the committee on railroads:

The committee on railroads, to whom was referred

Senate bill No. 58, entitled

A bill to amend section 1 or article 4 of act No. 198, session laws of 1873, as amended by act No. 98, session laws of 1875, providing for the use of air brakes on railroad trains,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

C. G. GRIFFEY, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on railroads:

The committee on railroads, to whom was referred

Senate bill No. 166, entitled

A bill to amend sections 5 and 28 of act No. 79 of the session laws of 1873, as amended by acts 88, session laws of 1877, and 81, session laws of 1883, being paragraphs Nos. 3289 and 3310 of Howell's annotated statutes of 1883, and entitled "An act to provide for the appointment of a commissioner of railroads, and to define his powers, duties, and fix his compensation,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

C. G. GRIFFEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Griffey,

The bill was referred to the committee on finance and appropriations.

By the committee on railroads:

The committee on railroads, to whom was referred

Senate bill No. 5 (file No. 147), entitled

A bill to repeal act No. 118 of the public acts of 1887, entitled "An act to provide for the better protection of lives of passengers and employes on railroad trains."

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying substitute therefor, entitled

A bill to amend sections 1 and 2 of act No. 118 of the session laws of 1887, entitled "An act to provide for the better protection of lives of passengers and employes on railroad trains,"

Recommending that the substitute be concurred in and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

C. G. GRIFFEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Griffey,

The Senate concurred in the adoption of the substitute reported for the bill by the committee.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on asylums for the insane:

The committee on asylums for the insane, to whom was referred

House bill No. 332 (file No. 340), entitled

A bill providing for the erection of two infirmaries, one for male and one for female patients, and also providing for the erection of a detached cottage for male patients, on the grounds of the Northern Michigan Asylum at Traverse City, and making appropriations therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ROSWELL LEAVITT, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee on finance and appropriations.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

House joint resolution No. 28 (file No. 13), entitled

A joint resolution directing the State Board of Auditors to settle a claim of Lucius C. Wood of Ionia county, Michigan, against the State of Michigan, for moneys expended in the purchase of the northeast quarter of the southeast quarter, the southeast quarter of the southeast quarter, and the southwest quarter of the southeast quarter of section 7, in town 4 north, of range 6 west, in the State of Michigan, and improvements and expenditures thereon.

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without recommendation, and ask to be discharged from the further consideration of the subject.

F. B. GALBRAITH, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Galbraith,

The joint resolution was laid on the table.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

Senate bill No. 66, entitled

A bill to amend section 1 of act No. 37 of the public acts of 1887, being an act entitled an act to amend section 1 of act No. 16, session laws of 1862, being continuous sections 4904a of Howell's annotated statutes, relative to renewing of companies organized for mining and manufacturing purposes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the recommendation that it be printed for the use of the committee.

F. B. GALBRAITH, *Chairman.*

Report accepted.

On motion of Mr. Galbraith,

The bill was ordered printed for use of the committee.

By the committee on banks and incorporations:

The committee banks and incorporations, to whom was referred

Senate bill No. 227, entitled

A bill to amend sections 4 and 17 of an act to authorize the formation of land companies, approved March 26th, 1877, being sections 3785 and 3798 of Howell's annotated statutes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

F. B. GALBRAITH, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Galbraith,

The bill was laid on the table.

By the committee on fisheries:

The committee on fisheries, to whom was referred

House bill 109 (House file No. 299), entitled

A bill to protect fish and regulate fishing in the waters of this State by prohibiting the use of seines, pound nets, gill nets, and other fixed or set nets with meshes below certain sizes, and regulating the use of such nets, and to repeal inconsistent acts,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

T. S. GURNEY, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on public health:

The committee on public health, to whom was referred

House bill No. 92 (file No. 324), entitled

A bill to amend sections 5, 12, 13, 14 and 15 of act No. 182 of the public acts of 1885, as amended by acts No. 47 and 105 of public acts of 1887, relative to the appointment of a State live stock commission,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. MILNES, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the committee on public health:

The committee on public health, to whom was referred

House bill No. 434 (file No. 302), entitled

A bill to prevent the spreading of dangerous and communicable diseases by providing for the punishment of offenders,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

A. MILNES, *Chairman.*

Report accepted and committee discharged.

